

## PETITIONS.

By Lieutenant Governor Mayes:

Telegram signed numerously by citizens of Houston expressing approval of the proposed measure seeking to consolidate the Agricultural and Mechanical College and University of Texas.

By Lieutenant Governor Mayes:

Letter signed by Ed. Braden, chairman Legislative Committee, Master Plumbers, San Antonio, urging passage of House bills Nos. 658 and 660.

By Senators Nugent, Westbrook and Morrow:

Petitions numerously signed, and one telegram, protesting against passage of House bill by McKamy legalizing betting on horse racing in Texas.

## FIFTY-SIXTH DAY.

Senate Chamber,  
Austin, Texas,  
Saturday, March 29, 1913.

The Senate met pursuant to adjournment, and was called to order by Lieutenant Governor Will H. Mayes.

Roll call, a quorum was present, the following Senators answering to their names:

Astin.	McNealus.
Bailey.	Morrow.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Warren.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.

Absent.

McGregor.	Vaughan.
Murray.	

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of Thursday, the same was dispensed with on motion of Senator Johnson.

(See Appendix for petitions and memorials and standing committee reports.)

Morning call concluded.

## HOUSE BILL NO. 164.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

House bill No. 164, A bill to be entitled "An Act to provide for the payment of salaries to all district attorneys and county and precinct officials, and providing that the fees to which they are now entitled shall be collected by them and paid into the county treasury of their respective counties, and abolishing the fees allowed district attorneys."

The bill was read third time and passed.

Senator Carter moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 606.\*

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

House bill No. 606, A bill to be entitled "An Act to amend Article 7642, of Chapter 13, Title 126, Revised Statutes, 1911, providing for the redemption by the owner of lands or lots heretofore sold or that may hereafter be sold to the State, city or town for taxes, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

Senator Murray offered the following amendment, which was read and adopted:

Amend the bill, page 1, line 28, by striking out the word "after" and inserting in lieu thereof the word "within."

The bill was read second time and passed to a third reading.

On motion of Senator Murray, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—31.

Astin.	Hudspeth.
Bailey.	Johnson.
Brelsford.	Kauffman.
Carter.	Lattimore.
Collins.	McGregor.
Conner.	McNealus.
Cowell.	Morrow.
Darwin.	Murray.
Gibson.	Nugent.
Greer.	Paulus.

Real.  
Taylor.  
Terrell.  
Townsend.  
Vaughan.  
Warren.

Watson.  
Weinert.  
Westbrook.  
Wiley.  
Willacy.

The bill was read third time and passed by the following vote:

Yeas—29.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Paulus.
Carter.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McGregor.	Willacy.
McNealus.	

Absent.

Collins.                      Nugent.

Senator Murray moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### SENATE BILL NO. 493.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

Senate bill No. 493, A bill to be entitled "An Act to amend subdivision 60, of Article 1121, of Chapter 2, of the Revised Civil Statutes of Texas, adopted at the Regular Session of the Thirty-second Legislature, as amended at the Regular Session of the Thirty-third Legislature, authorizing the formation of corporations for the construction and operation of interurban electric, gas or gasoline, denatured alcohol or naphtha motor railways with power to own, construct and operate union depots and office buildings, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator McNealus, the constitutional rule requiring bills to be

read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—29.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McGregor.	Willacy.
McNealus.	

Absent.

Collins.                      Weinert.

The bill was read third time and passed by the following vote:

Yeas—28.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Johnson.	Warren.
Kauffman.	Watson.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.

Absent.

Collins                      Weinert.  
Hudspeth.

Senator McNealus moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### SENATE BILL NO. 434.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

Senate bill No. 434, A bill to be entitled "An Act to authorize railways to acquire, either by purchase or lease, and to own, maintain and operate, or cause

to be operated, demonstration and experimental farms, orchards and gardens, and declaring an emergency."

The committee report, which provided that the bill be not printed, but be printed in the Journal, was adopted.

Senator Townsend offered the following amendment:

Amend the bill by striking out the words "one thousand" wherever they occur and insert in lieu thereof "one hundred."

The amendment was read and lost by the following vote:

## Yeas—9.

Astin.	Townsend.
Brelsford.	Vaughan.
Collins.	Westbrook.
Greer.	Wiley.
McGregor.	

## Nays—19.

Bailey.	Morrow.
Carter.	Murray.
Conner.	Nugent.
Cowell.	Paulus.
Darwin.	Taylor.
Hudspeth.	Terrell.
Johnson.	Warren.
Kauffman.	Watson.
Lattimore.	Willacy.
McNealus.	

## Absent.

Gibson.	Weinert.
Real.	

The bill was read second time and was passed to engrossment.

On motion of Senator Terrell, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

## Yeas—21.

Astin.	McNealus.
Bailey.	Morrow.
Brelsford.	Nugent.
Collins.	Paulus.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Warren.
Hudspeth.	Watson.
Johnson.	Wiley.
Kauffman.	Willacy.
Lattimore.	

## Nays—3.

Greer.	Westbrook.
Townsend.	

## Present—Not Voting.

Carter.

## Absent.

Gibson.	Real.
McGregor.	Vaughan.
Murray.	Weinert.

The bill was read third time and was passed by the following vote:

## Yeas—19.

Bailey.	McNealus.
Brelsford.	Morrow.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Taylor.
Darwin.	Terrell.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Willacy.
Lattimore.	

## Nays—6.

Astin.	Townsend.
Carter.	Westbrook.
Greer.	Wiley.

## Present—Not Voting.

Gibson.

## Absent.

McGregor.	Vaughan.
Murray.	Weinert.
Real.	

Senator Terrell moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 37.

(Pending Business.)

Action recurred on the pending business, from yesterday, House bill No. 37, relating to irrigation.

Senator Hudspeth moved that the following (committee) amendments be adopted:

## (1)

Amend Section 4, page 3, of the printed bill by putting in the following:

"Provided that so far as practicable and within the limits of the public welfare that water engineering board hereinafter created shall subordinate the appropriation of water for power to the appropriation of water for irrigation."

## (2)

Amend the bill at the end of Section 54, page 21, of the bill by inserting:

"Provided, however, that the development of power shall always as far as practicable be subordinated to the other uses hereinbefore mentioned in said section."

(3)

Amend the bill, Section 76, by striking out the phrase "and the water belonging to riparian owner."

(4)

Amend the bill by striking out Section 89, page 30, printed bill.

(5)

Amend the bill, Section 98, page 32, by adding thereafter Section 98a, to read as follows:

"Section 98a. Nothing in this act shall be held or construed to in any manner impair any right of any riparian land owner as same has been heretofore and is now recognized under the laws of this State as construed by the decisions of our Supreme Court."

(6)

Amend the bill by adding to Section 3 at the end thereof:

"The waters of any arm or inlet of the Gulf of Mexico, or of any salt water bay, may be changed from salt to sweet or fresh water, and held or stored by dams, dikes, or other structures, and taken or diverted by any of the persons named in this section for any of the purposes stated herein."

(7)

Amend the bill, Section 1, page 46, line 33, as printed by the House, by inserting after the words "of all lakes" the words "bays or arms of the Gulf of Mexico."

(8)

Amend the bill, Section 75, line 3, page 27, printed bill, by adding after the word "purposes" the following: "after paying such compensation as the Board of Engineers may determine."

(9)

Amend the bill, page 50, line 33, by striking out the words "ninety days" and inserting in lieu thereof the words "one year."

(10)

Amend the bill, page 49, Section 12, by striking out at the end of line 12,

the words "ninety days" and inserting in lieu thereof the words "one year."

(11)

Amend the bill, page 50, Section 14, at the end of line 8 and the beginning of line 9, by striking out the words "ninety days" and inserting in lieu thereof the words "one year."

(12)

Amend Section 7, pages 47 and 48, by adding at the end of Section 7, page 48, the following:

"The Governor shall have power to remove at any time, for cause, any member of the State Board of Engineers, after said member shall have been given a full, free and public hearing by the Governor in his own behalf before final action is taken, and shall appoint a successor."

The committee report as a whole with all (committee) amendments was adopted.

Senator Conner offered the following amendment, which was read and adopted:

Amend (committee) amendment No. 1 to Section 4, page 47, line 21, so as to read as follows: "Provided that the appropriation of water for development of power wherever it may occur in this bill shall be subservient and secondary to the appropriation of water for irrigation, which is the chief and primary object of this bill."

On motion of Senator Hudspeth (committee) amendment No. 2 contained in committee report No. 1 was stricken out.

On motion of Senator Hudspeth the (committee) amendment No. 3 contained in committee report No. 1 was adopted.

Senator Hudspeth moved to adopt the (committee) amendment No. 4 contained in committee report No. 1.

#### FREE CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 647.

Austin, Texas, March 28, 1913.

Hon. Will H. Mayes, President of the Senate, and Hon. Chester H. Terrell, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee appointed by our several bodies to consider House bill No. 647, beg leave to report that we have had said bill under consideration. We recommend that said bill do pass with the following amendments:

(1)

Amend the bill by striking out the last two lines of Section 4 of said bill.

(2)

Amend Section 8 by striking out the word "first" in line 5 of said section and by inserting in line 4, after the word "be" the following, "first contracted for and," and by striking out the words "there shall be constructed," and the period in line 7 of said section, and inserting in lieu thereof a comma and the word "and."

(3)

Amend Section 16 by striking out the word "to" in line 10 of said section and inserting in lieu thereof the word "shall," and by striking out the word "ten" in said line 13 of said section and inserting in lieu thereof the word "five."

(4)

Amend Section 19a, line 1, by inserting after the word "be" a comma and the following words, "as nearly as practicable."

(5)

Amend Section 21 by inserting in line 6, just before the parenthesis the following: a comma and the words "those desiring to vote against the resolution shall have written or printed on their ballots the following, 'Against the resolution to issue bonds to —,'" and by striking out the word "tickets" in line 5 and inserting in lieu thereof the word "ballots."

(6)

Amend Section 27 by striking out the last paragraph of said section.

(7)

Amend by adding at the end of Section 38 and before the period the words 'and which appear in the minutes of said court.'

WILEY,  
LATTIMORE,  
TOWNSEND,  
WARREN,  
On part of the Senate.  
PADDOCK,  
LANE,  
WORTHAM,  
HUNTER,  
MURRAY,  
On part of the House.

The above report was read and adopted by the following vote:

Yea—30.

Astin.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.

Absent.

Bailey.

## FIRST HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

House bill No. 901, A bill to be entitled "An Act to appropriate ten thousand dollars (\$10,000) out of the moneys in the treasury of the State to defray contingent expenses of the Thirty-third Legislature, and declaring an emergency."

The House returns House bill No. 443 for correction.

The House concurs in Senate amendments to House bill No. 827.

The House adopts Free Conference Committee report on Senate bill No. 8.

The House adopts Free Conference Committee report on Senate bill No. 11.

Also adopts the following resolutions: House Concurrent Resolution No. 27 and House Concurrent Resolution No. 28.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

## HOUSE BILLS ON FIRST READING.

The Chair, Lieutenant Governor Mayes, referred, after their captions had been read, the following House bills and resolutions:

House bill No. 901 referred to Finance Committee.

House Concurrent Resolution No. 28, referred to Committee on Commerce and Manufactures.

House Concurrent Resolution No. 27, referred to Committee on Contingent Expenses.

# HOUSE JOINT RESOLUTION NO. 28.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

House Joint Resolution No. 28. Proposing amendments to the State Constitution so as to provide for a more efficient system of education, and making an appropriation to pay for advertising the Governor's proclamation submitting the same to a vote of the people, and to meet other necessary expenses required by this joint resolution.

On motion of Senator Vaughan, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this resolution. (See Appendix for committee report.)

The majority committee report, with (committee) amendments, and that the resolution be not printed, was adopted.

The resolution was read second time and passed to a third reading.

Senator Vaughan moved to suspend Senate Rule No. 35 and Senate Rule No. 37, relating to constitutional amendments, for the purpose of placing House Joint Resolution No. 28 on third reading and final passage.

The motion prevailed by the following vote:

Yeas—25.

Astin.	Morrow.
Brelsford.	Murray.
Carter.	Taylor.
Collins.	Terrell.
Conner.	Townsend.
Cowell.	Vaughan.
Darwin.	Warren.
Greer.	Watson.
Hudspeth.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McGregor.	Willacy.
McNealus.	

Absent.

Bailey.	Nugent.
Gibson.	Paulus.
Johnson.	Real.

Senator Warren offered the following amendments:

(1)

Amend House Joint Resolution No. 28 by striking out Sections 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 as they are printed in the joint resolution, and insert the following as Section 9:

"Sec. 9. All lands heretofore granted for the benefit of the lunatic, blind, deaf and dumb and orphan asylums, together with such donations as may have been made to either of them, respectively, as indicated in the several grants, are hereby set apart and made a part of the permanent fund of the University of Texas. The sale and management and investment of the proceeds from the sale of said lands shall be governed by the law regulating the sale and investment of the proceeds of other University lands. The purchase price or the proceeds from the sale of all University lands shall be invested as now authorized by law for the investment of the permanent school fund, or in real estate and improvements thereon."

(2)

Amend the caption so as to read as follows: "A joint resolution proposing amendments to Sections 1, 2, 3, 4, 5, 6, 7, 8 and 9, of Article 7, of the State Constitution, relating to public education, so as to provide for a more efficient system of public education, and making an appropriation to pay for advertising the Governor's proclamation, submitting the same to a vote of the people, and to meet other necessary expenses required by this joint resolution."

(3)

Further amend House Joint Resolution No. 28 by striking out the words "the first Saturday in May," and insert in lieu thereof "the first Saturday in July."

(4)

Further amend Section 2 of House Joint Resolution No. 28 by striking out all after the word "following," in line 25, down to and including the word "Constitution," in line 31, and insert in lieu thereof the following: "Are you for the amendments proposed to Sections 1 to 9, inclusive, of Article 7, of the Constitution, providing for a better system of public education. Those voting in favor of the adoption of the amendments shall mark or strike out the word 'yes.'"

(5)

Amend House Joint Resolution No. 28 by striking out of line 22, on page 10,

the word "3rd" and insert in lieu thereof the following: "5th."

(6)

Amend House Joint Resolution No. 28 by striking out of line 4, on page 3, the figure "11" and inserting in lieu thereof the numeral "XI."

The amendments were read and adopted by the following vote:

Yeas—29.

Astin.	Murray.
Bailey.	Nugent.
Brelsford.	Paulus.
Carter.	Real.
Collins.	Taylor.
Conner.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McGregor.	Willacy.
McNealus.	

Nays—1.

Morrow.

Absent.

Cowell.

The resolution was finally passed by the following vote:

Yeas—30.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	Willacy.

Absent.

McGregor.

Senator Vaughan moved to reconsider the vote by which the resolution was passed and lay that motion on the table.

The motion to table prevailed.

(President Pro Tem. Lattimore in the chair.)

# HOUSE BILL NO. 443.

On motion of Senator Nugent, the vote by which the vote on the final passage of House bill No. 443 was reconsidered and tabled was rescinded.

On motion of Senator Nugent, the vote on the final passage of House bill No. 443 was rescinded.

On motion of Senator Nugent, the vote passing House bill No. 443 to a third reading was rescinded.

The Chair laid before the Senate, on second reading,

House bill No. 443, A bill to be entitled "An Act to amend Articles 3827, 3828 and 3830, of Title 57, Chapter 1, of the Revised Civil Statutes of the State of Texas of 1911; prescribing the nature and kind of bond that is required of commission merchants; providing where suit may be brought upon bonds; providing further, that said commission merchant will promptly receive and sell such produce, goods, wares or merchandise, and class the same; providing that such commission merchant send to the consignor a full and complete account of sales of produce, goods, wares or merchandise received from the consignor; providing that said commission merchant shall, within five days after said produce, goods, wares or merchandise are sold, send to the consignor the full amount received for the same, less the commission due said commission merchant; and providing for a penalty; and by adding to said title and chapter Articles 3833, which prescribes the duties of all persons shipping produce, goods, wares or merchandise on consignment to a commission merchant on commission, and declaring an emergency."

Senator Nugent offered the following amendment, which was read and adopted:

Amend the bill by striking out the word "cotton" wherever it occurs in the bill, and by adding to Section 1 as follows:

"Sec. 1a. None of the provisions of this bill shall apply to cotton, and nothing herein shall be construed as repealing or affecting any existing laws touching the subject of commission merchants or brokers as the same relates to the handling or sale of cotton."

The bill was read second time and passed to a third reading.

On motion of Senator Nugent, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

## Yeas—29.

Astin.	Murray.
Bailey.	Nugent.
Brelsford.	Paulus.
Carter.	Real.
Collins.	Taylor.
Conner.	Terrell.
Cowell.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.
Morrow.	

## Nays—1.

Kauffman.

## Absent.

Darwin.

The bill was read third time and passed by the following vote:

## Yeas—27.

Bailey.	Nugent.
Brelsford.	Paulus.
Carter.	Real.
Collins.	Taylor.
Conner.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Lattimore.	Weinert.
McGregor.	Westbrook.
McNealus.	Wiley.
Morrow.	Willacy.
Murray.	

## Nays—1.

Kauffman.

## Absent.

Astin.  
Cowell.

Darwin.

Senator Nugent moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## SECOND HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the following resolution:

Senate Joint Resolution No. 26, with amendments.

Also adopts simple resolution requesting Senate to return House substitute for Senate bill No. 30 for correction.

The House adopts report of Free Conference Committee on House bill No. 647 by the following vote: Yeas 111, nays 0.

Also, passed the following bills:

Senate bill No. 97, A bill to be entitled "An Act validating charters and all charter amendments increasing the authorized capital stock of corporations organized under the terms of Chapter 117 of the General Laws of the Twenty-sixth Legislature of the State of Texas, approved May 15, 1899, and declaring an emergency," with amendments.

Senate bill No. 484, special district court for McLennan county.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

## HOUSE SIMPLE RESOLUTION.

The Chair laid before the Senate a House simple resolution requesting the Senate to return to the House House substitute for Senate bill No. 30 for correction.

The resolution was read, and

Senator Collins made the following motion:

"I move that the Senate grant the request of the House and return to it Senate bill No. 30 for further consideration and correction."

The motion was read, and

Senator Watson moved to table same.

Senator Collins moved the previous question on the motion, which motion being duly seconded, was so ordered.

The motion by Senator Watson to table the motion by Senator Collins was lost by the following vote:

## Yeas—9.

Astin.	Watson.
Gibson.	Weinert.
McGregor.	Wiley.
Morrow.	Willacy.
Murray.	

## Nays—18.

Bailey.	Lattimore.
Brelsford.	McNealus.
Carter.	Paulus.
Collins.	Taylor.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Westbrook.



**Present—Not Voting.**

Greer.

Nugent.

Kauffman.

**Absent.**

Real.

The motion by Senator Collins was then adopted.

**HOUSE BILL NO. 37.****(Pending Business.)**

Action recurred on House bill No. 37, the pending business, the question being on the motion by Senator Hudspeth to adopt (committee) amendment No. 4 contained in committee report No. 1.

**RECESS.****(Afternoon Session.)**

The Senate was called to order by Lieutenant Governor Mayes.

**HOUSE BILL NO. 191.****(By Unanimous Consent.)**

The Chair laid before the Senate, on second reading,

House bill No. 191, A bill to be entitled "An Act to create and establish the county of Jim Hogg taken from the existing territory of Brooks and Duval counties; prescribing its area and boundaries; appointing commissioners to organize said county, and prescribing their duties; providing for a division of said county into commissioners and justices precincts; providing for holding county and precinct elections for the election of county and precinct officers, and the location of the county seat of said county; providing for the attachment of said county to judicial, representative, senatorial and congressional districts and supreme judicial districts; providing for the assessment and collection of taxes, and for the defraying of the expenses of organizing said county and for the new county to pay its pro rata share of the debt of the counties from which it is taken; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and was passed to a third reading.

On motion of Senator Willacy, the constitutional rule requiring bills to be read on three several days was suspended and

the bill put on its third reading and final passage by the following vote:

**Yeas—22.**

Astin.	Lattimore.
Bailey.	McNealus.
Brelsford.	Morrow.
Carter.	Murray.
Collins.	Nugent.
Conner.	Real.
Cowell.	Vaughan.
Darwin.	Warren.
Hudspeth.	Westbrook.
Johnson.	Wiley.
Kauffman.	Willacy.

**Absent.**

Gibson.	Terrell.
Greer.	Townsend.
McGregor.	Watson.
Paulus.	Weinert.
Taylor.	

The bill was read third time and was passed by the following vote:

**Yeas—21.**

Astin.	McNealus.
Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Real.
Conner.	Vaughan.
Darwin.	Warren.
Hudspeth.	Westbrook.
Johnson.	Wiley.
Lattimore.	Willacy.
McGregor.	

**Present—Not Voting.**

Cowell.

**Absent.**

Gibson.	Terrell.
Greer.	Townsend.
Kauffman.	Watson.
Paulus.	Weinert.
Taylor.	

Senator Willacy moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

**THIRD HOUSE MESSAGE.**

Hall of the House of Representatives,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House concurs in Senate amendments to House bill No. 164.

The House concurs in Senate amendments to House bill No. 123.

The House concurs in Senate amendments to House bill No. 443.

Senate bill No. 30, A bill to be entitled "An Act limiting the hours of labor of females employed in any manufacturing, mechanical or mercantile establishment, laundry, hotel, restaurant or theater, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical or mercantile establishment, laundry, hotel, restaurant or theater, or other establishment employing any female to provide suitable seats for all employes, and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman or other agent of any such employer to violate the provisions of this act," with amendments.

Also passed the following resolution, House Concurrent Resolution No. 29.

The House concurs in Senate amendments to House bill No. 606.

The House does not concur in Senate amendments to House Joint Resolution No. 28, and requests a Free Conference Committee. The following members have been appointed: Messrs. Rowell, Fountain, Owsley, Mendell and Haney.

The House adopts Free Conference Committee report on House bill No. 102.

Also House concurs in Senate amendments to House bill No. 402.

Senate bill No. 203, A bill to be entitled "An Act fixing the number of members constituting the governing boards of the University of Texas, the Agricultural and Mechanical College of Texas, the College of Industrial Arts for Women, and the State Normal Schools; fixing the term of office of the members and the manner of their appointment; providing for overlapping terms; and declaring an emergency," with amendments.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

#### HOUSE JOINT RESOLUTION NO. 28 —FREE CONFERENCE COMMITTEE ON.

Senator Greer offered the following motion:

I move that the Senate accede to the request of the House for a Free Conference Committee on House Joint Resolution No. 28 and that the following Senators act on the part of the Senate: Senators Warren, Willacy, Astin, Weinert and Darwin.

The motion was read and adopted.

#### HOUSE BILL NO. 37.

(Pending Business.)

Action recurred on the pending business, House bill No. 37, the question being on the motion by Senator Hudspeth to adopt amendment No. 4, contained in committee report No. 1.

Pending delay the motion by Senator Hudspeth was adopted, but the vote by which it was adopted was rescinded, on motion of Senator Brelsford.

Action then recurred on the motion by Senator Hudspeth, and the same was adopted by the following vote:

Yeas—20.

Astin.	McNealus.
Carter.	Morrow.
Conner.	Murray.
Cowell.	Nugent.
Greer.	Taylor.
Hudspeth.	Townsend.
Johnson.	Vaughan.
Kauffman.	Watson.
Lattimore.	Westbrook
McGregor.	Wiley.

Nays—7.

Bailey.	Warren.
Brelsford.	Weinert.
Collins.	Willacy.
Darwin.	

Absent.

Gibson.	Real.
Paulus.	Terrell.

Senator Hudspeth moved to adopt amendment 5, contained in committee report No. 1, which motion prevailed.

Committee amendments Nos. 6, 7 and 8, as contained in committee report No. 1, were adopted, on motion of Senator Hudspeth.

Senator Hudspeth moved to adopt amendment 9, as contained in committee report No. 1, and Senator Brelsford moved to table the motion, which motion to table was lost.

The motion by Senator Hudspeth was then adopted.

Committee amendments Nos. 10, 11 and 12, as contained in committee report No. 1, were adopted.

Senator Hudspeth moved to strike out the (committee) amendments contained in committee reports Nos. 2 and 3.

The motion prevailed.

Senator Hudspeth offered the following amendment, which was read and adopted:

Amendment to Sec. 76 as to eminent domain.

Amend Section 76 after the word "railroad" at the end of said section, add the following: "Provided, that in exercising the right of eminent domain, as authorized in this section, there shall be no condemnation of the water rights of riparian owners or appropriators now using or appropriating said water, or who may use or appropriate same, in any stream or lake, or water impounded by them in the channel of such stream or lake by damming same. This provision shall not affect the common law right of condemnation for municipal use by cities and towns."

Senator Hudspeth moved to strike out committee amendments contained in committee reports Nos. 4 and 5, which motion prevailed.

Senator Hudspeth offered the following amendment, which was read and adopted:

Amend by adding Section 49a, to read as follows:

"Sec. 49a. Any person, association of persons, corporation or irrigation district having prior to March 28, 1913, constructed any dam or dams across any river, or other stream, for the purpose of storing water for any of the purposes set forth in Section 2 of this act shall have the right to appropriate the ordinary flow or underflow, or the storm, flood or rain waters of such stream, in amounts and quantities equal to the holding capacity of such dam or dams by making application as provided for in Section 14 of this act, and such application shall have priority over all other applications; and provided, that any such person, association of persons, corporation or irrigation district thus impounding water in any river channel, lake or reservoir and appropriating the same shall have the right to collect from any riparian owner who shall divert such impounded water from said reservoir by pumping or otherwise, a reasonable sum for the water so diverted, such sum to be determined by the board of water engineers, based upon the bene-

fits accruing to such riparian owner by reason of the construction of such dam, lake or reservoir and the impounding of such waters therein; provided, the owner of such dams, lake or reservoir, and the owner of riparian rights using such water can not agree upon the price to be paid therefor."

Senator Conner offered the following substitute for committee reports Nos. 6, 7 and 8:

Amend the bill, page 62, line 4, by striking out the word "may" and insert the word "must" as a substitute for committee reports Nos. 6, 7 and 8.

#### SENATE BILL NO. 97—HOUSE AMENDMENTS CONCURRED IN.

Senator Bailey called up Senate bill No. 97, with the following House amendments:

Amend the bill by striking out all of Section 1 and substituting in lieu thereof the following:

"Section 1. That all charter amendments increasing the authorized capital stock of corporations organized under the terms of Chapter 117, Acts of the Twenty-sixth Legislature, approved May 15, 1899, and which were filed in the office of the Secretary of State after the taking effect of an act of the Legislature passed in 1907, page 309, Session Acts, approved April 25, 1907, and prior to the taking effect of the Revised Civil Statutes of 1911, be, and such charter amendments increasing the authorized capital stock of such corporations, are in all things as to the said increase or increases of capital stock fully validated; provided, that all stock issued or hereafter to be issued under any such amendment or amendments must have been or shall be fully paid up, and such corporations coming within the purview of this act shall not receive any of the benefits hereof unless such corporation seeking the same shall within twelve months from the taking effect of this act make to the Secretary of State satisfactory proof by the affidavit of their president, treasurer, secretary and directors, and by such other evidence as may be required by the Secretary of State, showing that all such stock at the time of making such proof has been fully paid in the manner and to the extent as is required by the Constitution and laws of this State, and thereupon shall receive a certificate from the Secretary of State, under the seal of the State, that such proof has been made and that such corporation has fully complied with

the law and with the provisions of this act; provided further, that this act is applicable alone to such domestic corporations as were organized under the terms of Chapter 117, Acts of the Twenty-sixth Legislature, approved May 15, 1899, that by amendment or amendments to their charter increased their authorized capital stock within the dates named above, and no provision hereof shall be availed of or be made applicable to any foreign corporation doing business in this State; and provided further, that if at the expiration of twelve months from the taking effect of this act any amount of stock authorized to be issued under any amendment or amendments to charters mentioned above, shall not have been fully paid up and proof thereof as provided above made to the Secretary of State of the fact of such payment, then to the extent that the amount of the authorized capital stock comprehended by such amendment or amendments shall remain unpaid shall not be and remain any part of the authorized capital stock of said corporation, and the same shall be decreased down to the amount actually paid and proven by an amendment to said charter filed and approved under the provisions of Chapter 3, Title 25, Revised Civil Statutes of 1911; and provided further, that nothing in this act shall be construed to validate any stocks or bonds issued by any such corporation, in violation of Section 6, Article 12, of the Constitution of this State or of any statute passed thereupon."

Amend caption of the bill by striking out the words "charters and."

The above amendments were read and Senator Bailey moved that the Senate concur in same, which motion to concur was adopted by the following vote:

Yeas—18.

Astin.	Murray.
Bailey.	Paulus.
Carter.	Real.
Conner.	Terrell.
Cowell.	Warren.
Darwin.	Watson.
Gibson.	Weinert.
Hudspeth.	Wiley.
Johnson.	Willacy.

Nays—5.

Collins.	Townsend.
Greer.	Westbrook.
Taylor.	

Present—Not Voting.

Brelsford.  
McGregor.

McNealus.

Absent.

Kauffman.  
Lattimore.  
Morrow.

Nugent.  
Vaughan.

# HOUSE BILL NO. 102—FREE CONFERENCE COMMITTEE REPORT ON.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate, and Hon. Chester H. Terrell, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee appointed by your respective bodies to consider House bill No. 102, and amendments thereto, have had the same under consideration, and beg to report the following agreement:

"An Act to make it unlawful to carry a pistol, prescribing penalties for the violation thereof, and repealing all laws and parts of laws in conflict with the same."

Be it enacted by the Legislature of the State of Texas:

Section 1. If any person in this State shall carry on or about the person, saddle or saddlebags a pistol, he shall, on conviction for the first offense be fined not less than \$100 nor more than \$500, or imprisoned in the county jail not more than two years, or by both such fine and imprisonment, and for the second offense he shall, on conviction, be fined not less than \$100 nor more than \$500 or imprisoned in the county jail not more than two years, or by both such fine and imprisonment, or he may be deemed guilty of a felony and imprisoned in the penitentiary not less than one nor more than three years.

Sec. 2. The preceding section shall not apply to persons in actual service as a militiaman, peace officer or one summoned to his aid, revenue or other civil officer in the discharge of his duty, nor the carrying of arms on one's own premises or one's place of business, nor persons traveling nor persons who have reasonable grounds for fearing an unlawful attack upon his person and the danger so eminent and threatening as not to admit of the arrest of the party about to make such an attack upon legal process.

Sec. 3. All laws and parts of laws

in conflict with this act are hereby revealed.

WARREN,  
GREER,  
VAUGHAN,  
COLLINS,  
BRELSFORD,  
On the part of the Senate.  
USSERY,  
COX of Delta,  
WEBB,  
REEVES,  
COPE,  
On the part of the House.

The above report was read and Senator Carter moved that the same be printed in the Journal and be made a special order for Monday, which motion was adopted.

#### SENATE BILL NO. 30—WITH HOUSE AMENDMENTS.

Senator Collins called up Senate bill No. 30, with the following House amendments:

Amend Committee Substitute Senate bill No. 30, page 2, line 23, by inserting between the words "of" and "disaster" the word "great," and by striking out the word "when" in line 24 and all of line 25, and by inserting between the words "operators" and "a." line 27, the words "with their consent."

The above amendments were read, and Senator Watson made the point of order that the indorsements on the bill did not show that the substitute, previously adopted and sent to the Senate, had been rescinded and as the record showed the substitute was still the bill.

The Chair overruled the point of order, saying that the amendments were in conformity with the engrossed bill and not the substitute bill. Whereupon Senator Collins moved that the bill be sent back to the House for correction of the indorsements, which motion prevailed.

#### HOUSE BILL NO. 37.

(Pending Business.)

Action recurred on the pending business, House bill No. 37, the question being on the pending amendment by Senator Conner.

Senator Willacy moved to table the amendment by Senator Conner, which motion was adopted by the following vote:

Yeas—14.

Bailey.	Nugent.
Brelsford.	Paulus.
Carter.	Real.
Collins.	Townsend.
Greer.	Warren.
Johnson.	Weinert.
Murray.	Willacy.

Nays—12.

Astin.	McGregor.
Conner.	McNealus.
Cowell.	Taylor.
Gibson.	Watson.
Hudspeth.	Westbrook.
Lattimore.	Wiley.

Absent.

Darwin.	Terrell.
Kauffman.	Vaughan.
Morrow.	

Senator Murray moved to rescind the vote by which the substitute by Senator Conner for amendment No. 1, contained in committee report No. 1, was adopted, which motion to rescind prevailed.

(President Pro Tem. Lattimore in the chair.)

Senator Murray moved to adopt Amendment No. 1, contained in committee report No. 1, which motion prevailed.

Senator Willacy offered the following amendment, which was read and adopted:

Amend House bill No. 37 by adding at end of bill the emergency clause, reading as follows:

"The crowded condition of the calendar and the near approach of the end of the session, together with the fact that the irrigation laws of this State are in an unsatisfactory condition and are retarding development, creates an imperative public necessity requiring that the constitutional rule that bills be read upon three several days be suspended, and that this act take effect from and after its passage, and it is so enacted."

Also amend the caption by adding thereto "and declaring an emergency."

Senator Conner offered the following amendment:

Amend the bill, page 62, line 24, by adding the following: "But the use of the banks and bed of any natural stream by any person, association of persons, corporation or irrigation district for the purpose of conveying storm, flood or rain water from the place of storage to the place of use, shall not abridge any right of a riparian owner nor prevent the

riparian owner from erecting a dam across the bed or channel of such stream for the purpose of impounding or diverting any flowing, storm, flood or rain water impounded therein from such stream."

The amendment was read and Senator Collins moved to table same, which motion to table was lost by the following vote:

Yeas—11.

Bailey.	Real.
Brelsford.	Townsend.
Collins.	Warren.
Johnson.	Weinert.
Murray.	Willacy.
Paulus.	

Nays—14.

Astin.	McGregor.
Carter.	McNealus.
Conner.	Morrow.
Cowell.	Taylor.
Greer.	Watson.
Hudspeth.	Westbrook.
Lattimore.	Wiley.

Absent.

Darwin.	Nugent.
Gibson.	Terrell.
Kauffman.	Vaughan.

#### SENATE JOINT RESOLUTION NO. 28 —FREE CONFERENCE COMMITTEE ON.

Senator Vaughan made the following motion:

I move that the Senate do not concur in House amendments to Senate Joint Resolution No. 28 and that the Senate request the House for a Free Conference Committee upon said resolution and that the following Senators be elected members of said Free Conference Committee on part of the Senate, to-wit: Senators Nugent, Collins, Warren, Astin, Willacy.

The above motion was read and adopted.

#### SIMPLE RESOLUTION.

(By Unanimous Consent.)

By Senator Carter:

Whereas, The Thirty-third Legislature of the State of Texas will adjourn sine die at high noon on April 1st; and

Whereas, It is necessary to provide for the winding up of the affairs of the Senate of this Legislature, and it is necessary to have certain employees retained for certain necessary business in winding

up the affairs of the session, after the membership has departed for their homes; therefore be it

Resolved, That a committee of five be appointed by the President of the Senate to arrange for the printing of the Journal of the Senate of the Regular Session of the Thirty-third Legislature, and to determine what post session clerical work is necessary in order to properly wind up the business of the Thirty-third Legislature and to determine what officers and employees shall be retained to perform such post session clerical work, and to make such recommendations in the premises as to said committee may appear proper.

CARTER,  
TERRELL,  
WILEY.

The Chair, President Pro Tem. Lattimore, appointed the following committee as provided in the above resolution: Senators Carter, Terrell, Wiley, Warren and Willacy.

#### SENATE BILL NO. 99—FREE CONFERENCE COMMITTEE REPORT —ADOPTION OF.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate, and Hon. Chester H. Terrell, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee, appointed by the Senate and House of Representatives to adjust the differences between the Senate and the House of Representatives on Senate bill No. 99, beg leave to report that we have had the same under consideration, and after due consideration thereof, report the following bill in lieu of the said Senate bill and the amendments thereto adopted by the House of Representatives and recommend the adoption of the bill hereto annexed in lieu of said Senate bill No. 99 with said House amendments.

Respectfully submitted,

TOWNSEND,  
COLLINS,  
WARREN,  
ASTIN,  
GREER,

On part of the Senate.

• TILLOTSON,  
BRUCE,  
LANE,  
GREENWOOD,  
HALL,

On part of the House.

A bill to be entitled "An Act to punish any husband who shall wilfully or without justification desert, neglect or refuse to provide for the support and maintenance of his wife in destitute or necessitous circumstances, or any parent who shall wilfully desert, neglect or refuse to provide for the support and maintenance of his or her child or children under the age of sixteen years in destitute or necessitous circumstances, shall be deemed guilty of a misdemeanor and on conviction thereof shall be punished by fine of not less than twenty-five dollars and not more than five hundred dollars or by imprisonment in the county jail not more than one year, or by both such fine and imprisonment, stating the nature of evidence admissible and providing punishment therefor, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That any husband who shall wilfully or without justification desert, neglect or refuse to provide for the support and maintenance of his wife who may be in destitute or necessitous circumstances, or any parent who shall wilfully or without justification desert, neglect or refuse to provide for the support and maintenance of his or her child or children under the age of sixteen years in destitute or necessitous circumstances, shall be deemed guilty of a misdemeanor and on conviction thereof shall be punished by fine of not less than twenty-five dollars and not more than five hundred dollars or by imprisonment in the county jail not more than one year, or by both such fine and imprisonment.

Sec. 2. At any time before the trial, upon petition of the complainant and upon notice to the defendant, the court or judge thereof in vacation, may enter such temporary orders as may seem just providing for the support of the deserted wife or children, or both, pendente lite, and may punish for the violation of or refusal to obey such order or orders as for contempt.

Sec. 3. No other or greater evidence to prove the marriage of such husband and wife, or that the defendant is the father or mother of such child or children, shall be required than is or shall be required to prove such facts as in a civil action. In no prosecution under this act, shall any existing statute prohibiting disclosures of confidential communications between husband and wife apply, to strictly relevant facts and

both husband and wife shall be competent and compellable witnesses to testify against each other to any and all relevant matters, including the fact of such marriage, and the parentage of such child or children. Proof of the desertion of such wife, child or children in destitute or necessitous circumstances or of neglect or refusal to provide for the support and maintenance of such wife, child or children shall be prima facie evidence that such desertion, neglect or refusal is willful.

Sec. 4. An offense under this act shall be held to have been committed in the county in which such wife, child or children may have been at the time such abandonment occurred, or in the county in which such wife, child or children shall have resided for six months next preceding the filing of the complaint, information or indictment.

Sec. 5. It shall be the duty of the commissioners court of the county in which a complaint, information or indictment under this act is filed to furnish the funds necessary for extraditing or arresting and returning to such county any defendant under this act who is not at the time in such county or who has gone to another State.

Sec. 6. This act shall be liberally construed and if any section thereof be declared invalid, the remaining parts of the law shall not be affected thereby, as it is the intent of the Legislature to preserve all, any and every portion of said act if possible.

Sec. 7. The fact that there is now no adequate law in Texas giving to dependent women and children of this State protection from willful abandonment by the husbands and fathers, creates an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.

The above report was read and adopted by the following vote:

Yeas—28.

Astin.	Kauffman.
Bailey.	Lattimore.
Brelsford.	McGregor.
Carter.	McNealus.
Collins.	Morrow.
Conner.	Murray.
Cowell.	Paulus.
Gibson.	Real.
Greer.	Taylor.
Hudspeth.	Terrell.
Johnson.	Townsend.

Vaughan.	Westbrook.
Warren.	Wiley.
Watson.	Willacy.

Present—Not Voting.

Weinert.

Absent.

Darwin.

Nugent.

(Lieutenant Governor Mayes in the chair.)

#### SENATE BILL NO. 30 WITH HOUSE AMENDMENTS.

Senator Collins called up from the table, Senate bill No. 30, with House amendments (see former action for amendments, etc.).

Senator Collins moved that the Senate concur in the House amendments, and

Senator Watson made the following motion:

I move as a substitute that the Senate do not concur in the House amendments to Senate bill No. 30, and a Free Conference Committee be requested on same, and that the following be elected on the part of the Senate: Senators Collins, Wiley, Gibson, Astin and Watson.

Senator Collins moved to table the substitute motion by Senator Watson, which motion to table was adopted by the following vote:

Yeas—22.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Paulus.
Collins.	Real.
Cowell.	Taylor.
Greer.	Terrell.
Hudspeth.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Warren.
McGregor.	Weinert.
McNealus.	Westbrook.

Nays—7.

Astin.	Watson.
Conner.	Wiley.
Gibson.	Willacy.
Johnson.	

Absent.

Darwin.

Nugent.

The motion that the Senate concur in the House amendments was then adopted.

Senator Collins moved to reconsider the vote by which the House amendments were concurred in and lay that motion on the table.

The motion to table prevailed.

#### SENATE BILL NO. 79—FREE CONFERENCE COMMITTEE REPORT —ADOPTION OF.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate, and Hon. Chester H. Terrell, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee, appointed by your respective bodies to consider the amendments of the House to Senate bill No. 79, have had the same under consideration and beg to report the following agreement:

A bill to be entitled "An Act to amend Section 10, Chapter 23, of the General Laws of the First Called Session of the Thirtieth Legislature, as amended by Chapter 114, Acts of the Thirty-first Legislature, as amended by Chapter 51, Acts of the Thirty-second Legislature, so as to extend the time within which and prescribe conditions upon which domestic and foreign corporations which are now in default in payment of franchise taxes and penalties may pay same and have their right to do business revived by extending until the first day of September, A. D. 1913, the time during which corporations embraced within the terms of said act may pay to the Secretary of State franchise taxes and penalties referred to in said act, and have their rights to do business revived; and providing for forfeiture of the charters of such domestic corporations as may fail so to do, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. That Section 10, of Chapter 23, of the General Laws of the First Called Session of the Thirtieth Legislature, as amended by Chapter 114, Acts of the Thirty-first Legislature, as amended by Chapter 51, Acts of the Thirty-second Legislature, be amended so as to read hereafter as follows:

Section 10. Every private corporation heretofore chartered under the laws of this State, whose charter or right to do business, and every foreign corporation whose right to do business within



this State has heretofore been forfeited as provided by law, solely and only because of its failure to pay, within the time provided by law, any franchise tax or taxes and penalty or penalties prescribed by law for failure to pay such tax or taxes when due, shall be permitted and authorized to pay to the Secretary of State on or before the first day of September, A. D. 1913, the aggregate amount of its franchise tax or taxes and the penalty or penalties thereon as provided by law calculated for the entire period of time beginning with the day upon which the first unpaid franchise tax payment became due and ending with the day of such payment; and upon such payment being made to the Secretary of State, he shall cancel such previous forfeiture of the right of such corporation to do business within this State and shall endorse upon the margin of the record kept in his office relating to such corporation the word "Revived," and the date of such revival. Failure of any such domestic corporation to pay such aggregate amount on or before the first day of September, A. D. 1913, shall constitute sufficient grounds for the forfeiture by a judgment of any court of competent jurisdiction of the charter of such domestic corporation; provided, that none of the provisions of this section shall apply to any corporation whose right to do business within this State or whose charter may have been legally forfeited for any other reason than that of failure to pay such franchise tax or taxes and such penalty or penalties; provided that this act shall not in any manner affect any litigation by or against any corporation which cause of action or defense to any cause of action originated since the forfeiture of the charter or cancellation or permit and prior to the time of taking advantage of this act.

Sec. 2. The fact that many corporations have, by mere oversight, neglected to pay when due the franchise tax prescribed by law, by reason of which failure their rights to do business in this State have been forfeited, although their rights to corporate existence continue unimpaired, many of which corporations are desirous of paying up back franchise taxes and penalties and of having their rights to do business revived, if the statute be so amended as to permit, create an emergency and an imperative public necessity requiring that the constitutional rule providing that bills shall be read on three several days be suspended and that this act take effect

and be in force from and after its passage, and it is so enacted.

WILLIAMS of McLennan,  
HILL,  
DUNN,  
BAGBY (reserved),  
On the part of the House.  
WARREN,  
WILLACY,  
CARTER,  
BAILEY,  
MORROW,  
On the part of the Senate.

The above report was read and adopted by the following vote:

Yeas—27.

Astin.	McNealus.
Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	Willacy.
McGregor.	

Nays—2.

Terrell.	Townsend.
----------	-----------

Absent.

Darwin.	Watson.
---------	---------

## HOUSE BILL NO. 2.

(By Unanimous Consent.)

The Chair laid before the Senate, on third reading,

House bill No. 2. A bill to be entitled "An Act to amend Section 129, Acts of the Twenty-ninth Legislature of Texas, relating to the scholastic age, and to amend Section 89, Chapter 124, of the Acts of the Twenty-ninth Legislature, relating to the scholastic census, and declaring an emergency."

The bill was read third time and passed.

Senator Morrow moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 37.

(Pending Business.)

Action recurred on the pending business, House bill No. 37, the question being on the pending amendment by Senator Conner and the same was withdrawn.

Committee reports 6, 7 and 8 were stricken out, on motion of Senator Hudspeth.

Senator Wiley made the following motion:

"I move to rescind the action by which the sixth amendment was adopted."

The above motion was adopted.

Senator Wiley offered the following amendment to committee report No. 1:

Amend (committee) amendment No. 6 by striking out the period after the word "herein" and insert the following: "Upon the payment of a charge of not less than ten cents per acre per annum for the bottoms; the amount so paid to be agreed upon by the Governor and the Game, Fish and Oyster Commissioner, and to be paid into the State Treasury for credit of the Game, Fish and Oyster fund."

The amendment was read, and on motion of Senator Willacy was tabled.

Amendment No. 6 contained in committee report No. 1 was then adopted.

Senator Wiley offered the following amendment:

Amend the bill, page 71, line 3, Section 85, by striking out the word "in" and by striking out line 4 and all of line 5 down to and including the word "property" and strike out semicolon after the word "property" and insert the following: "Necessary for the construction of canals, ditches, flumes, feeders, reservoirs, dams, lakes and wells."

Senator Weinert moved the previous question on the amendment and the bill, which motion being duly seconded, was so ordered.

Senator Willacy moved to table the amendment, which motion to table prevailed.

The bill was read second time and was passed to a third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Collins.
Bailey.	Conner.
Brelsford.	Cowell.
Carter.	Gibson.

Greer.	Taylor.
Hudspeth.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Warren.
McGregor.	Watson.
Morrow.	Weinert.
Murray.	Westbrook.
Nugent.	Wiley.
Paulus.	Willacy.
Real.	

Absent.

Darwin.	McNealus.
Johnson.	Terrell.

The bill was read third time and was passed.

Senator Hudspeth moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 901.

On motion of Senator Willacy, the constitutional rule requiring bills to be read on three several days was suspended and House bill No. 901 was put on its second reading by the following vote:

Yeas—28.

Astin.	Murray.
Bailey.	Nugent.
Brelsford.	Paulus.
Carter.	Real.
Collins.	Taylor.
Cowell.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Kauffman.	Watson.
Lattimore.	Weinert.
McGregor.	Westbrook.
McNealus.	Wiley.
Morrow.	Willacy.

Absent.

Conner.	Johnson.
Darwin.	

The Chair laid before the Senate, on second reading,

House bill No. 901, A bill to be entitled "An Act to appropriate five thousand dollars (\$5000) out of the moneys in the Treasury of the State to defray contingent expenses of the Thirty-third Legislature, and declaring an emergency."

On motion of Senator Willacy, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and was passed to a third reading.

On motion of Senator Willacy, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—29.

Astin.	Murray.
Bailey.	Nugent.
Brelsford.	Paulus.
Carter.	Real.
Collins.	Taylor.
Cowell.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.
Morrow.	

Absent.

Conner. Darwin.

The bill was read third time and was passed by the following vote:

Yeas—29.

Astin.	Murray.
Bailey.	Nugent.
Brelsford.	Paulus.
Carter.	Real.
Collins.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.
Morrow.	

Absent.

Conner. Johnson.

Senator Willacy moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

#### RECESS.

The committee report, which provided that the bill be not printed, was adopted.

Senator Brelsford, at 7:50 o'clock p. m., moved that the Senate recess until 8:30 o'clock tonight.

Senator McNealus moved, as a substitute, that the Senate adjourn until 10 o'clock Monday morning, which motion was lost by the following vote:

Yeas—10.

Bailey.	McNealus.
Cowell.	Paulus.
Gibson.	Taylor.
Greer.	Watson.
Kauffman.	Willacy.

Nays—16.

Astin.	Murray.
Brelsford.	Nugent.
Carter.	Real.
Collins.	Townsend.
Hudspeth.	Warren.
Lattimore.	Weinert.
McGregor.	Westbrook.
Morrow.	Wiley.

Present—Not Voting.

Vaughan.

Absent.

Conner.	Johnson.
Darwin.	Terrell.

The motion to recess until 8:30 o'clock tonight was adopted.

#### AFTER RECESS.

(Night Session.)

The Senate was called to order by President Pro Tem. Lattimore.

#### FOURTH HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

House bill No. 428, A bill to be entitled "An Act to repeal Articles 847, 848, 849, 850, 851 and 852, Chapter 2, Title 9, of the Code of Criminal Procedure of the State of Texas, with reference to motions in arrest of judgment."

House bill No. 894, A bill to be entitled "An Act providing for the organization of rural banking associations, for the purpose of extending productive loans at reasonable rates to its members for the promotion of agriculture, with the privilege of preparing and adopting by-laws

for the government and regulation of their business, and prescribing the requirements of such by-laws; prescribing the kinds of capital and the minimum amount of capital of such rural banking association, and defining the requirements of its membership; prescribing the duties of the Commissioner of Banking with regard thereto; providing for a board of directors and other officers of such rural banking association, and defining their powers and duties; prescribing conditions for the subscription and payment of capital stock of such rural banking associations, and defining the liability of the stockholders; providing for the transfer of shares of stock, and giving directions for the procuring of loans from such rural banking associations, and regulating deposits; providing for a reserve fund, limiting the payment of dividends, and giving directions for the accumulation of a surplus; providing the time for which such rural banking associations shall be chartered; empowering such rural banking associations to secure depositors; providing for the supervision of co-operative joint stock companies organized for the purpose of carrying on a rural banking business; providing for the organization of a central association for rural banks, prescribing and defining the conditions to membership of such central association, and defining its purpose; providing for the minimum capital stock of such central association; providing a board of directors for such central association, defining its membership, and prescribing their duties and powers; authorizing such central association to issue debentures based upon farms, mortgages, and extending credit to its members; providing for a commission to draw up by-laws for the government of such central association, and authorizing such commission to secure such information as it shall require for the drafting of such by-laws; providing for the accumulation of a surplus for such central association, and limiting its dividends; making an appropriation, and declaring an emergency."

House bill No. 903, A bill to be entitled "An Act to allow the commissioners court of counties in this State to pay a bounty of one dollar per head for the killing of coyotes for the protection of the stock-raising industry of the State, providing that this law shall not repeal but be cumulative of other laws now in force with reference to wolf bounties, and the protection of stock-raising industries, and declaring an emergency."

Senate bill No. 248, accepting title to

150 acres of land from the city of Gonzales.

House bill No. 497, A bill to be entitled "An Act to amend Article 5646 of Title 86, Chapter 5, Revised Civil Statutes of 1911, and to make the salaries and wages of discharged employes immediately payable and authorizing suit thereon to enforce payment and authorizing the recovery of attorney's fees in certain cases and under certain conditions."

House bill No. 509, A bill to be entitled "An Act to amend Subdivision 24 of Article 5049, Chapter 1, Title 104 of the Revised Civil Statutes of 1895 of the State of Texas, known as Section 15 of Article 7355, Chapter 1, Title 126, of the Revised Civil Statutes of 1911 of the State of Texas, and to prescribe a tax for menageries, wax works, side-shows and exhibitions; also carnivals, shows, amusements of a public character not for private gain," with engrossed rider.

House bill No. 550, A bill to be entitled "An Act to amend Article 3598, Chapter 29, Title 52, of the Revised Civil Statutes of Texas in 1911."

House bill No. 552, A bill to be entitled "An Act to provide for continuance of term of court when the judge thereof dies during session of court, and to extend the time of hearing motions then pending, and to provide for bills of exceptions and statement of facts."

House bill No. 558, A bill to be entitled "An Act to amend Article 812, Title 13, Chapter 1, of the Penal Code of the State of Texas, relating to the obstruction of public roads and streets, and declaring an emergency."

House bill No. 399, A bill to be entitled "An Act to provide for the establishment and maintenance of an agricultural experiment station for the purpose of conducting experiments with sugar cane and other farm crops, fruits, vegetables and livestock and studying soil problems in the Rio Grande Valley, making necessary appropriations therefor, and declaring an emergency."

House bill No. 435, A bill to be entitled "An Act to amend Chapter 6, by adding Article 5652a and 5652b, Revised Civil Statutes, 1911, providing for the protection of holders of liens on progeny as provided for in Article 5652, Chapter 6 of Revised Civil Statutes, providing a penalty for the violation of same, and declaring an emergency."

House bill No. 569, A bill to be entitled "An Act amending Articles 698, Revised Civil Statutes, 1911, providing for the investment of the sinking funds of road

and drainage district and other bonds, and declaring an emergency."

House bill No. 573, A bill to be entitled "An Act to amend Section 1, of Article 1138, of the Code of Criminal Procedure of the Revised Criminal Statutes of Texas, 1911."

House bill No. 578, A bill to be entitled "An Act to require all corporations that are required by law to pay an annual franchise tax to make a report to the Secretary of State between the first day of January and the first day of February and prescribing what the report shall contain; prescribing penalties for failure to make such report and providing such reports shall only be subject to inspection by parties who are interested directly in the subject matter of such reports."

House bill No. 582, A bill to be entitled "An Act to provide for the division of school land surveys on the records of the General Land Office and the patenting of portions thereof in less than whole tracts without transfers, and declaring an emergency."

House bill No. 608, A bill to be entitled "An Act to prevent fire insurance companies from avoiding liability for loss and damage to personal property under technical and immaterial provisions of the policy or contract of insurance, where the act breaching such provision has not contributed to bring about the loss, and declaring an emergency."

House bill No. 635, A bill to be entitled "An Act to amend Article 5621 of Chapter 2, Title 86, Revised Civil Statutes of the State of Texas, relating to liens; providing a lien for any person, firm, lumber dealer or corporation, artisan, laborer, mechanic or subcontractor who may furnish labor or material, machinery, fixtures or tools for the construction or repair or improvement of levees or embankments erected for the reclamation of overflow lands along any river or creek in this State on all lands so reclaimed."

House bill No. 660, A bill to be entitled "An Act to provide separate specifications for contract work for the State of Texas."

House bill No. 891, A bill to be entitled "An Act to provide for the erection of a monument suitable to the memory of Brigadier General H. B. Granbury, within the courthouse yards of the town of Granbury, in Hood county, Texas; providing for the selection, purchase and inscription of said monument, and providing for the payment of the same, not to exceed the sum of one thousand dollars."

House bill No. 664, A bill to be entitled "An Act authorizing ice companies to buy, sell and refrigerate poultry and poultry products, and buy, sell, can and refrigerate fruits, produce, fresh meats and dairy products."

House bill No. 672, A bill to be entitled "An Act to prohibit the sale of, delivery or drinking of intoxicating liquors in any pool or billiard hall, and prescribing penalties for the violation of the provisions of this act, and declaring an emergency."

House bill No. 788, A bill to be entitled "An Act to amend Article 2815 of Chapter 15, Title 48, of the Revised Civil Statutes of 1911, relating to common school districts, and providing that no district shall be so arranged or surveyed or organized that the geographical center of the same shall be more than three miles from its farthest line in counties of more than fifteen thousand population."

House bill No. 825, A bill to be entitled "An Act to provide for the establishment, maintenance and government of a State Normal School to be located in the city of Jefferson, Marion county, Texas, or within one-half mile of the corporate limits of said city, and to be known and designated as the Northeast Texas Normal College, and making an appropriation therefor."

House bill No. 862, A bill to be entitled "An Act to provide for the removal of the remains of Major General John A. Wharton of the Army of the Confederate States of America from Hempstead, Texas; to reinter such remains in the State Cemetery at Austin, to erect a suitable monument, and make an appropriation therefor."

House bill No. 887, A bill to be entitled "An Act to amend Chapter 1, Title 134, of the Revised Civil Statutes of 1911, by amending Article 7849, and by adding to the said chapter Article 7854a and Article 7854b, relating to the prevention of waste of natural gas," with engrossed rider.

House bill No. 758, establishing a State School of Correspondence.

House bill No. 99, A bill to be entitled "An Act relating to children who are now or may hereafter become dependent, neglected or delinquent, to define these terms, and to provide for the treatment, control, maintenance, protection, adoption and guardianship of the person of such children."

House bill No. 88, A bill to be entitled "An Act to create the Seventy-first Judicial District of the State of Texas, to be composed of the county of El Paso,

and to prescribe the time of holding terms of the District Court in said district; to fix the time of holding court in the District Court of the Thirty-fourth and Forty-first Judicial Districts; to provide for the appointment of a district judge for the said Seventy-first District court; to provide for a district attorney for the said Thirty-fourth and Forty-first and Seventy-first Judicial Districts; to provide for a clerk of the District Court of the Judicial District; to empower the District Court of the Thirty-fourth Judicial District to empanel a grand jury for El Paso county, and giving authority to the judges of either of said three district courts in El Paso county to transfer cases from their respective courts to the other said courts; to fix the time for holding court in Culberson county, Texas; to make all process, writs and bonds issued or executed prior to the taking effect of this act and returnable to the terms of said courts as now fixed by law in the minutes of said districts, returnable to the terms of said courts as fixed in this act; and making all process heretofore returned, as well as all bonds and recognizances heretofore entered into by any of said courts as valid as if no change had been made in the time of the holding of said courts; and providing that the judges of the Forty-first and Seventy-first District Courts may reconvene the grand jury empaneled by the judge of the Thirty-fourth Judicial District; to repeal all laws and parts of laws in conflict herewith, and to declare an emergency."

House bill No. 157. A bill to be entitled "An Act to amend Article 4694 of the Revised Civil Statutes of 1911, giving cause of action where injuries resulting in death are caused by the negligence of a corporation, its agents or servants, and declaring an emergency."

House bill No. 375. A bill to be entitled "An Act to eradicate from the State Russian thistle and black mustard, providing penalties, and declaring an emergency."

House bill No. 381. A bill to be entitled "An Act apportioning the State of Texas into senatorial districts, designating returning officers, and declaring an emergency."

House bill No. 76. A bill to be entitled "An Act to amend Articles 3982, 3983, 3984, 3986, 3987, 3988, 3990, 3992, 3995, 3998, 3999, 4004, 4005, 4006, 4008, 4009, 4013, 4014, 4016, 4019, 4020 and 4021, of Chapter 2, Title 63, Revised Statutes of Texas; and to amend said chapter

and title by adding thereto Article 4022; said amended and added articles providing for a better protection of the fish and oyster industry of this State, prescribing riparian rights, the prerequisites to the issuance of licenses to catch fish, oysters, etc.; providing for examination of location, surveys, etc., permit to gather seed oysters, to whom and by whom granted, the distribution of fines collected and the disposition of funds, the size of the meshes of seines, nets, etc., and providing the prerequisites for permission to seine, etc., and conditions upon which permission may be granted to use dredge on reefs, providing for the appointment of deputy fish and oyster commissioners, and defining and prescribing certain duties of the Game, Fish and Oyster Commissioner and his deputies, and declaring an emergency."

House bill No. 145. A bill to be entitled "An Act to validate the sales and awards of all public free school lands made by the Commissioner of the General Land Office where valid application to purchase same had been duly made, but such purchaser failed to become a settler thereon at or within the time prescribed by law, but who has settled thereon and complied with the law as to residence on such land, and to validate all sales of such lands heretofore made where the purchaser failed to file in the General Land Office an affidavit of settlement within the time prescribed by law, but has filed the same and complied with the law as to residence on such land, and to validate all sales and awards heretofore made by the Commissioner of the General Land Office which may be invalid by reason of any mistake, irregularity or error on the part of any public official in connection with the sale of such lands."

House bill No. 307. A bill to be entitled "An Act to require all schools, colleges and educational institutions in incorporated towns and cities of the State to have fire drills on one day of each week, and fixing a penalty for the violation thereof, and creating an emergency."

House bill No. 409. A bill to be entitled "An Act to amend Article 4921 of Chapter 11, of Title 71, of the Revised Civil Statutes of the State of Texas, 1911, relating to printers' mutual fire and storm insurance associations."

House bill No. 325. A bill to be entitled "An Act amending Article 6581, Title 115, Chapter 10, of the Revised Civil Statutes of Texas, and providing that every person, corporation or receiver engaged in constructing or repairing

railroad cars, trucks or other railroad equipment shall erect and maintain at certain points buildings for the protection of its employees engaged in such repair work, describing the construction of such buildings and providing at what points such construction shall be required; providing that all persons, corporations or receivers affected by the act shall have until October 1, 1913, to comply with its provisions, and declaring an emergency."

House bill No. 412, A bill to be entitled "An Act to amend Article 6691 of the Revised Civil Statutes of 1911 of the State of Texas, prescribing penalties against railroads for violating the rules and regulations of the Railroad Commission of Texas relating to the furnishing of cars and the interchange of cars between railroad companies and the speed at which freight shall be moved between points within this State, defining such offenses, providing for suits to recover such penalties, and declaring an emergency."

House bill No. 389, A bill to be entitled "An Act to amend Articles 7185, 7187, 7195, 7198 and 7199 of Chapter 4, Title 124, of the Revised Civil Statutes of 1911, relating to the time when certain animals named in Article 7185 shall be advertised, and relating to the time and manner of providing ownership as fixed by Article 7187, and relating to the time when said animals shall be deemed vested in the county as fixed by Article 7195 and the time and manner of advertising certain animals mentioned in Article 7198, and the time in which said animals shall be known to be estrays, as fixed by Article 7199."

House bill No. 3, A bill to be entitled "An Act amending Title 18, Chapter 1, Revised Civil Statutes of 1895, providing that any incorporated city, town or village in this State containing six hundred inhabitants or over, including those incorporated under Chapter 2 of this title, and other laws, general and special, may accept the provisions of this title."

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

#### HOUSE BILLS ON FIRST READING.

The Chair, President Pro Tem. Lattimore, referred, after their captions had been read, the following House bills:

House bill No. 409 referred to Committee on Insurance, Statistics and History.

House bill No. 76, referred to Judiciary Committee No. 2.

House bill No. 145, referred to Committee on Public Lands and Land Office.

House bill No. 608, referred to Judiciary Committee No. 2.

House bill No. 412, referred to Committee on Internal Improvements.

House bill No. 3, referred to Judiciary Committee No. 2.

House bill No. 381, referred to Committee on Senatorial Districts.

House bill No. 375, referred to Committee on Agricultural Affairs.

House bill No. 157, referred to Judiciary Committee No. 1.

House bill No. 307, referred to Committee on Educational Affairs.

House bill No. 88, referred to Committee on Judicial Districts.

House bill No. 99, referred to Judiciary Committee No. 2.

House bill No. 582, referred to Committee on Public Lands and Land Office.

House bill No. 578, referred to Committee on State Affairs.

House bill No. 758, referred to Committee on Educational Affairs.

House bill No. 891, referred to Committee on State Affairs.

House bill No. 903, referred to Judiciary Committee No. 1.

House bill No. 428, referred to Committee on State Affairs.

House bill No. 894, referred to Committee on Insurance, Statistics and History.

House bill No. 573, referred to Judiciary Committee No. 2.

House bill No. 389, referred to Committee on Stock and Stock Raising.

House bill No. 399, referred to Committee on Educational Affairs.

House bill No. 887, referred to Committee on State Affairs.

House bill No. 825, referred to Committee on Educational Affairs.

House bill No. 862, referred to Committee on State Affairs.

House bill No. 788, referred to Committee on Educational Affairs.

House bill No. 672, referred to Judiciary Committee No. 1.

House bill No. 664, referred to Judiciary Committee No. 2.

House bill No. 660, referred to Committee on State Affairs.

House bill No. 569, referred to Committee on Internal Improvements.

House bill No. 635, referred to Judiciary Committee No. 2.

House bill No. 435, referred to Judiciary Committee No. 1.

## HOUSE BILLS ON FIRST READING.

The Chair, Lieutenant Governor Mayes, referred, after their captions had been read, the following House bills:

House bill No. 558, referred to Judiciary Committee No. 1.

House bill No. 552, referred to Judiciary Committee No. 2.

House bill No. 550, referred to Judiciary Committee No. 1.

House bill No. 509, referred to Judiciary Committee No. 2.

House bill No. 497, referred to Committee on Labor.

House bill No. 325, referred to Committee on Internal Improvements.

## TIME HOUSE MESSAGE WAS RECEIVED.

Senator Carter offered the following:

I move that the time of the receipt of the thirty-eight bills received from the House be recorded in the Journal.

Note.—The House message above referred to was received by the Senate at 9 o'clock p. m., Saturday, March 29, 1913.

## SENATE JOINT RESOLUTION NO. 6.

(By Senator McGregor.)

The Chair laid before the Senate, on second reading,

Senate Joint Resolution No. 6, Proposing an amendment to Section 10 of Article 8. of the Constitution of the State of Texas, relating to taxation.

The committee report with (committee) amendments was read and adopted.

The resolution was read second time and the Senate refused to pass same to engrossment.

SENATE JOINT RESOLUTION NO. 26  
—HOUSE AMENDMENTS CONCURRED IN.

Senator Nugent made the following motion:

I move that the Senate rescind the vote by which the Senate refused to concur in the House amendments to Senate Joint Resolution No. 26 and ask for a free conference thereon.

The motion was read and adopted.

Senator Nugent moved that the Senate concur in the following House amendments to Senate Joint Resolution No. 26:

(1)

Strike out all after caption and insert the following:

Section 1. That at the next general election of the State of Texas for the election of State officers, or at a previous general election, in case a general election for the State shall be sooner ordered by the Governor for other purposes, there shall be submitted to the electors of the State of Texas, for their adoption or rejection, the following amendment to the Constitution of the State of Texas, as provided for in Section 1, Article 17 of said Constitution, relating to proposed amendments thereto, it being intended to amend Section 24, Article 3 of said Constitution, relating to the pay of members of the Legislature, and extension of term of regular sessions so that the said section shall read as follows:

Section 24. The members of the Legislature shall each receive from the public treasury as compensation for their services twelve hundred (\$1200) dollars for the year in which each regular session of the Legislature is held, payable in equal installments on the first day of January, April, July and October of the year in which the regular session is held, and five dollars per day for each day of every special session held in the year next succeeding that in that which any regular session is held. In addition to said compensation the members of each house shall be entitled to mileage going to and returning from the seat of government, which mileage shall not exceed five cents per mile, the distance to be computed by the nearest and most direct route of travel by land, regardless of railways or water routes; and the Comptroller of the State shall prepare and preserve a table of distances to each county seat, now or hereafter to be established, and by said table the mileage of each member shall be paid. Each regular session shall continue until business of such session is disposed of.

Sec. 2. The Governor of this State is hereby directed to issue the necessary proclamation submitting this amendment to be voted upon by the qualified electors for members of the Legislature, at the first general election to be held in this State. Those favoring the amendment shall have written or printed on their ballots the words:

"For amendment to Section 24 of Article 3 of the Constitution increasing compensation of the Legislature, and ex-



tending the length of the regular session of the Legislature."

Those opposing said amendment shall have written or printed on their ballots the words:

"Against amendment to Section 24 of Article 3 of the Constitution increasing compensation of the members of the Legislature and extending the term of regular sessions of the Legislature."

Sec. 3. The sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any funds in the State Treasury, not otherwise appropriated, to defray the expense of such proclamation, publication and election.

(2)

Amend Tarver substitute or amendment by striking out the words "first days of January, April, July and October in Section 24 of Section 1 and insert in lieu thereof the following "twentieth day of January, April, July and October."

The amendments were read and the motion to concur in the House amendments was adopted by the following vote:

Yeas—23.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Cowell.	Taylor.
Gibson.	Terrell.
Greer.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Watson.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	

Nays—1.

Conner.

Absent.

Astin.	Warren.
Darwin.	Weinert.
McGregor.	Willacy.
Real.	

#### BILL RECALLED FROM THE HOUSE.

Senator Terrell made the following motion:

"I move that the Senate request the House to return to the Senate House bill No. 610, a bill to establish an independent school district at Eagle Lake, for correction."

The above motion was read and adopted.

#### SENATE BILL NO. 485.

(By Senator McNealus.)

The Chair laid before the Senate, on second reading,

Senate bill No. 485, A bill to be entitled "An Act to amend Article 5621 of Chapter 2, Title 86, Revised Civil Statutes of the State of Texas, relating to liens; providing a lien for any person, firm, lumber dealer, or corporation, artisan, laborer, mechanic or subcontractor, who may labor or furnish material, machinery, fixtures or tools for the construction or repair or improvements of levees or embankments erected for the reclamation of overflow lands along any river or creek in this State on all lands so reclaimed."

The bill was read second time and passed to engrossment.

#### BILL RECALLED FROM HOUSE.

Senator Watson made the following motion:

"I move that the Senate request the House to return to the Senate, Senate bill No. 155 for further consideration."

The motion was read and laid on the table subject to call.

#### HOUSE BILL NO. 230.

(By Senator Morrow.)

The Chair laid before the Senate, on second reading,

House bill No. 230, A bill to be entitled "An Act to amend Article 1827, Article 1828, Article 1829 and Article 1902a of the Revised Civil Statutes of the State of Texas of 1911, relating to the manner of pleading in district and county courts of the State of Texas, and adding Article 1829 and Article 1829a, providing for the verification of pleadings, and declaring an emergency."

The committee report, with (committee) amendments, which provided that the bill be not printed, was adopted.

Senator Watson offered the following amendment:

Amend the bill by striking out the enacting clause.

The amendment was read and lost by the following vote:

Yeas—10.

Astin.	Collins.
Carter.	Cowell.

Hudspeth.	Nugent.
Johnson.	Real.
Murray.	Watson.

Nays—19.

Brelsford.	Taylor.
Conner.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.
Morrow.	Willacy.
Paulus.	

Absent.

Bailey.	McGregor.
---------	-----------

Senator Brelsford moved the previous question on the bill, which motion being duly seconded, it was so ordered.

The bill was read second time and passed to a third reading.

Senator Morrow moved that the constitutional rule requiring bills to be read on three several days be suspended and the bill put on its third reading and final passage.

The motion was lost by the following vote, a four-fifths vote being necessary:

Yeas—16.

Brelsford.	Paulus.
Conner.	Taylor.
Darwin.	Terrell.
Greer.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Warren.
McNealus.	Weinert.
Morrow.	Westbrook.

Nays—13.

Astin.	Murray.
Carter.	Nugent.
Collins.	Real.
Cowell.	Watson.
Gibson.	Wiley.
Hudspeth.	Willacy.
Johnson.	

Absent.

Bailey.	McGregor.
---------	-----------

## HOUSE BILL NO. 28.

(By Senator Murray.)

The Chair laid before the Senate, on second reading,

House bill No. 28, A bill to be entitled "An Act to amend Article 4893, Title 71, Chapter 9, of the Revised Civil Stat-

utes of the State of Texas, adopted at the Regular Session of the Thirty-second Legislature, 1911, and declaring an emergency."

The bill was read second time and passed to a third reading.

On motion of Senator Murray, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Lattimore.
Bailey.	McNealus.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Watson.
Johnson.	Westbrook.
Kauffman.	Wiley.

Present—Not Voting.

Weinert.

Absent.

McGregor.	Warren.
Morrow.	Willacy.

The bill was read third time and passed by the following vote:

Yeas—24.

Astin.	Kauffman.
Bailey.	Lattimore.
Brelsford.	McNealus.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Watson.
Hudspeth.	Westbrook.
Johnson.	Wiley.

Absent.

McGregor.	Warren.
Morrow.	Weinert.
Murray.	Willacy.
Nugent.	

Senator Murray moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

The motion to table prevailed.

(Senator Hudspeth in the chair.)

HOUSE BILL NO. 570—FREE CONFERENCE COMMITTEE REPORT ON.

Hon. Will H. Mayes, President of the Senate, and Hon. Chester H. Terrell, Speaker of House of Representatives.

Sirs: We, your Free Conference Committee, appointed to consider House bill No. 570, with Senate amendments, beg leave to report the following free conference substitute agreed for same:

Amend the caption to read as follows:

"An Act to provide for the establishment and maintenance of a State Training School upon the cottage plan for dependent and delinquent girls of Texas, to locate same and provide for its control and management, and to make conditional appropriations, and to provide for private, county and city donations for its establishment, and declaring an emergency."

Strike out all after the enacting clause and insert in lieu thereof the following:

Section 1. That there be established and maintained at some place in the State of Texas, to be selected by persons in authority, where suitable farm lands may be secured, a school upon the cottage plan for the education and training of the dependent and delinquent girls of the State, to be known as the Girls' Training School.

Sec. 2. It shall be the purpose of this home and school to provide an institution of training for girls who, by their own misconduct, or by their unfavorable surroundings, have become dependent or delinquent and need the care and attention not heretofore provided, and in the accomplishment of the purposes of this act, the board of control shall provide wholesome and proper quarters, and exercise and diversion, and shall make provision for training in all of the useful arts and sciences to which women are adapted, to prepare them for future womanhood and independence. A proper hospital is to be provided, and instructions given therein in nursing, sanitation and hygiene.

Sec. 3. The Girls' Training School shall be under the control and management of the State Board of Control for the eleemosynary institutions of this State. Should there be no such board created, then the school shall be under the management of a board of control, composed of five persons, one of whom shall be the Superintendent of Public Instruction of the State of Texas; an-

other shall be the ranking professor of domestic economy in the College of Industrial Arts; the remaining three to be appointed by the Governor, at least one of whom shall be a woman.

One of the three members to be selected by the Governor shall be appointed for a term to end January 1, 1915, one other for a term to end January 1, 1917, and the third for a term to end January 1, 1919. At the expiration of each term a successor shall be appointed by the Governor then in office for a term of six years. The said board is hereby empowered to select a site for the location of said school, to purchase the same and to build and equip such modern buildings, on the cottage plan, as the appropriation herein provided for will permit.

Sec. 4. The board of control shall employ as superintendent of this school a woman of previous experience and training in a similar or like institution, who shall have power to appoint and discharge all subordinate officials and teachers for the school which it may be necessary to employ. The board of control shall fix the salary of the superintendent and all employees. The said board shall also have authority to remove the superintendent on account of inefficiency, incompetency, inattention to the duties of a superintendent, misconduct or malfeasance in office, and the decision of said board as to such efficiency, incompetency, inattention to the duties of a superintendent, misconduct or malfeasance in office shall be final.

Sec. 5. Whenever any girl between the ages of seven and eighteen years shall be brought before any juvenile court upon petition of any person in this State or the humane society or any institution of a similar purpose or character, charged with being a dependent or delinquent child as these terms are defined in the statutes of this State, the court may, if in the opinion of the judge, the Girls' Training School is the proper place for her, commit such girl to said Girls' Training School during her minority; provided, that no girl shall be committed to the Girls' Training School who is feeble minded, epileptic or insane, and that any girl committed to said Girls' Training School who is afflicted with a venereal, tubercular or other communicable disease, shall be assigned to a distinct and separate building of the institution and shall not be allowed to associate with the other

wards until cured of said disease or diseases.

No girl shall be admitted to the institution until she has been examined by the training school physician, and such physician issuing a certificate showing her exact state or condition in reference to said qualifications hereinabove enumerated.

Sec. 6. It shall be the duty of the court committing any girl to the Girls' Training School, in addition to the commitment, to annex a carefully prepared transcript of the trial to aid the officials of the institution in better understanding and classifying the girl. The court shall also designate some reputable woman to convey the girl to the institution. The cost of conveying any girl committed to this institution shall be paid by the county from which she is committed, providing that no compensation shall be allowed beyond the actual and necessary expenses of the party conveying and the girl conveyed.

Sec. 7. No girl shall be dismissed or paroled until some suitable home has been found for her, and only then upon the written recommendation of the superintendent to the board of control, or she has become married with the consent of the authority of such institution and the superintendent, provided, that the provision of this act shall not be construed to interfere with the Governor of the State in exercising executive clemency when in his judgment it may seem best. Any girl who is thus paroled from the institution shall be under the supervision and guidance of the superintendent, who shall require that she write bi-weekly letters to the superintendent or matron of the school for the first six months, and monthly letters thereafter; that the person under whose care or employ the girl is placed shall write monthly letters to the superintendent or matron of the school for the first six months and semi-annually thereafter.

The board of control, superintendent or some other employe of said training school may visit the place where the girl is living or is employed, and it shall be the duty of the person having the girl in custody to answer all questions asked by said visiting committee concerning the conduct, employment or treatment of said girl. If, in the judgment of the board, it should be to the best interests of the girl that she be returned to the school, the board is hereby empowered to have her returned.

Sec. 8. The superintendent, with the approval of the board of control, shall make all necessary rules and regulations for the government of the training school, and shall provide that the time of the pupils is properly distributed between the school of letters and the industrial and domestic pursuits, according to the needs of pupil and the facilities at hand. Provision shall be made for giving diplomas or certificates of proficiency for graduates from the nurses' training school or any industrial school that may be established by the directors.

Sec. 9. Any person who shall persuade, coerce, employ or induce in any manner any girl who has been committed to the Girls' Training School from such institution, or from any home selected by the person herein empowered to make such selection, without the knowledge and consent of such persons, shall be guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than \$100, and not more than \$500, or be imprisoned in the county jail for not less than thirty days nor more than sixty days, or both fined and imprisoned.

Sec. 10. If, at the time this bill becomes effective, there shall be no board of control, and it becomes necessary for the board herein authorized to be created; to act, they shall be paid such amounts as will be necessary to cover the actual expenses incurred in the discharge of the duties as members of such board.

Sec. 11. There is hereby appropriated out of the general revenue of the State of Texas, not otherwise appropriated, the sum of twenty-five thousand dollars (\$25,000) for the purchase of land for a site and for the erection of buildings herein provided for, provided, however, that such appropriation shall not be accessible until a like sum of \$25,000 shall have been subscribed and paid to said board of control, by private subscription or gifts from counties and cities and for the purpose of securing such funds of \$25,000 and such other funds as they may be able to secure by private subscription or gifts from counties and cities of this State, there is hereby created the following committee, composed of five members, to work in conjunction with said board of control: President Humane Society of Texas, president Federated Clubs of Texas, president Mothers' Council and Parent-Teachers' Association, and two other persons to be selected by the Governor.

This committee, in conjunction with the board of control of said school, are hereby empowered to adopt such plans as they deem wise and expedient to be used in the securing of such funds.

Authority is hereby granted unto the several cities and counties of this State to donate from their general funds such amounts as the proper authorities deem wise to be used in the establishment of the said school.

Sec. 12. Due to the fact that there is no provision made by the State for the care of dependent and delinquent girls and the great need for such a law creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and that this act be in full force and effect from and after its passage, and it is so enacted.

HUDSPETH,  
WEINERT,  
BAILEY,  
NUGENT,  
COLLINS,

On the part of the Senate.

HENRY of Wichita,  
HANEY,  
HOUSEHOLDER,  
WOODS of Fisher.  
BRUCE,

On the part of the House.

The report was read and adopted by the following vote:

Yeas—30.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	Willacy.

Absent.

McGregor.

Senator Weinert moved to reconsider the vote by which the report was adopted and lay that motion on the table.

The motion to table prevailed.

91—S

## EXECUTIVE SESSION—TIME SET FOR.

Senator Warren moved that the Senate convene in Executive Session Monday afternoon at 3 o'clock for the purpose of considering appointments of Notaries Public sent to the Senate on March 24, and to consider other appointments sent to the Senate on March 24th and 25th. The motion prevailed.

## HOUSE BILL NO. 44.

(By Senator Lattimore.)

The Chair laid before the Senate, on second reading,

House bill No. 44, A bill to be entitled "An Act to amend Article 4632 of the Revised Civil Statutes (1911) of the State of Texas, relating to divorce."

There being a favorable majority committee report and an adverse minority committee report, Senator Lattimore moved to adopt the majority (favorable) committee report, which motion prevailed.

Senator Lattimore offered the following amendment:

Amend House bill No. 44 by striking out the words "six months" where they occur in line 27, page 1, of said bill, and insert in lieu thereof the words "thirty days."

The amendment was read and adopted.

Senator Lattimore offered the following amendment:

Amend the bill by inserting after the words "granted," line 29, the following: "upon the ground of cruel treatment."

The amendment was read and adopted.

Senator Lattimore offered the following amendment:

Amend the bill by adding at the end of said bill the following: "Provided further that in addition to the grounds for divorce now provided by statute, that when any husband and wife shall have lived apart without cohabitation for as long as ten years, the same shall be sufficient ground for divorce."

Senator Nugent offered the following amendment to the amendment:

Amend the amendment by striking out the words "ten years" and substituting in lieu thereof "five years; provided that this act shall not apply to any case where either the husband or wife is insane."

The amendment to the amendment was read and lost by the following vote:

## Yeas—7.

Astin.	Paulus.
Collins.	Real.
Hudspeth.	Watson.
Nugent.	

## Nays—18.

Bailey.	Murray.
Brelsford.	Taylor.
Carter.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Greer.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.

## Present—Not Voting.

Conner.	McNealus.
Lattimore.	Morrow.

## Absent.

McGregor.	Willacy.
-----------	----------

Senator Brelsford moved the previous question on the amendment and the bill, which motion being duly seconded, was so ordered.

The amendment by Senator Lattimore was lost by the following vote:

## Yeas—14.

Astin.	Murray.
Brelsford.	Nugent.
Collins.	Paulus.
Gibson.	Real.
Hudspeth.	Terrell.
Lattimore.	Watson.
Morrow.	Wiley.

## Nays—14.

Bailey.	Kauffman.
Carter.	Taylor.
Conner.	Townsend.
Cowell.	Vaughan.
Darwin.	Warren.
Greer.	Weinert.
Johnson.	Westbrook.

## Present—Not Voting.

McNealus.

## Absent.

McGregor.	Willacy.
-----------	----------

Senator Vaughan moved to reconsider the vote by which the amendment was lost.

Senator Taylor moved to table the motion to reconsider, which motion was lost by the following vote:

## Yeas—6.

Real.	Warren.
Taylor.	Weinert.
Townsend.	Westbrook.

## Nays—21.

Astin.	Johnson.
Bailey.	Kauffman.
Brelsford.	Lattimore.
Carter.	Morrow.
Collins.	Murray.
Conner.	Nugent.
Cowell.	Paulus.
Darwin.	Vaughan.
Gibson.	Watson.
Greer.	Wiley.
Hudspeth.	

## Present—Not Voting.

McNealus.

## Absent.

McGregor.	Willacy.
Terrell.	

The motion to reconsider the vote by which the amendment by Senator Lattimore was lost was adopted.

Senator Vaughan moved to rescind the vote by which the previous question was ordered which motion was adopted by the following vote:

## Yeas—19.

Astin.	Kauffman.
Bailey.	Lattimore.
Carter.	Morrow.
Collins.	Nugent.
Conner.	Paulus.
Darwin.	Taylor.
Gibson.	Vaughan.
Greer.	Watson.
Hudspeth.	Wiley.
Johnson.	

## Nays—6.

Brelsford.	Real.
Cowell.	Townsend.
Murray.	Westbrook.

## Present—Not Voting.

McNealus.

Weinert.

## Absent.

McGregor.	Warren.
Terrell.	Willacy.

The amendment was adopted.

Senator Taylor offered the following amendment:

"Provided further, that no divorce shall ever be granted except for the one scriptural reason."

The amendment was read and lost.

Senator Taylor at 11 o'clock p. m. moved that the Senate adjourn until 10 o'clock Monday morning, which motion was lost by the following vote:

Yeas—6.

Astin.	Taylor.
McNealus.	Watson.
Morrow.	Weinert.
Murray.	

Nays—22.

Bailey.	Kauffman.
Brelsford.	Lattimore.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Greer.	Westbrook.
Hudspeth.	Wiley.
Johnson.	

Absent.

McGregor.	Willacy.
Terrell.	

Senator Nugent offered the following amendment, which was read and adopted:

Amend the bill, page 2, line 3, by changing the period to a comma and adding the following: "Provided that this act shall not apply to any case where either the husband or wife is insane."

Senator Darwin offered the following amendment:

Amend the bill by adding Section 2 as follows:

"Sec. 2. The near approach of the close of this session and the crowded condition of the calendar and the importance of the legislation creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be, and the same is hereby suspended."

The amendment was adopted.

Senator Darwin offered the following amendment:

Amend the bill by adding at end of the caption the following: "and declaring an emergency."

Senator Brelsford moved the previous question on the amendments and the bill, which motion being duly seconded was so ordered.

The amendments were adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Lattimore, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Bailey.	Lattimore.
Brelsford.	McNealus.
Carter.	Morrow.
Collins.	Paulus.
Conner.	Real.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Westbrook.
Johnson.	Wiley.
Kauffman.	

Nays—5.

Astin.	Taylor.
Murray.	Watson.
Nugent.	

Absent.

McGregor.	Willacy.
Weinert.	

The bill was read third time and passed.

Senator Lattimore moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

REASON FOR VOTE.

I vote "nay," because I oppose the granting of a divorce under any circumstances whatever except on the one scriptural ground of adultery.

TAYLOR.

FIFTH HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House concurs in Senate amendments to House bill No. 37.

The House returns House bill No. 610 for correction.

The House adopts Free Conference Committee report on Senate bill No. 99.

The House concurs in Senate amendments to House bill No. 171.

The House concurs in Senate amendments to House bill No. 901 by the following vote: Yeas, 97; nays, 0.

The House adopts Free Conference Committee report on House bill No. 570 by the following vote: Yeas, 95; nays, 0.

The House adopts Free Conference Committee report on Senate bill No. 79.

Also, the House has passed the following bills:

House bill No. 678, A bill to be entitled "An Act to amend Section 15 of Chapter 4 of the Local and Special Laws of the State of Texas passed at the First Called Session of the Thirty-first Legislature, entitled 'An Act to amend Chapter 75 of the General Laws of the State of Texas, passed by the Twenty-seventh Legislature, creating a more efficient road system for Grayson county; and Chapter 65 of the Special Laws of this State, amendatory thereof, passed by the Thirtieth Legislature at its Regular Session; providing for the creation of road districts in any political subdivision or any defined district hereafter to be described in said county; prescribing the procedure necessary to the creation of such district; constituting such districts bodies politic with power to sue and be sued, and plead and be impleaded, and exempting them from liability for torts the same as counties; authorizing such district to issue bonds for the purpose of constructing and maintaining under the direction of the commissioners court of said county of macadamized, graveled or paved roads or turnpikes, or in aid thereof; providing for the holding of elections and the manner thereof, and to determine whether or not said bonds shall be issued; declaring the qualifications of voters at such election; providing for the interest on such bonds and creating a sinking fund for the retirement of same, and providing for the assessment and collection of taxes for such purposes; and creating a lien upon all taxable property of said district; providing for the investment of said sinking fund, and for its custody and deposit when not invested; providing that the courts shall take notice of this act in the same manner as general laws of the State, making it cumulative of the general laws of the State, except when in conflict with this act, and declaring an emergency'; to prescribe fees and compensation for county collectors and county assessors for assessing and collecting the taxes on road districts and political subdivisions or any defined district hereafter to be prescribed in

said county and now existing in Grayson county, wherein by a vote of the people a tax has been levied in such subdivisions for the purpose of constructing and maintaining macadamized, graveled, paved or turnpike roads, or in aid thereof, and declaring an emergency," with engrossed rider.

House bill No. 32, A bill to be entitled "An Act to amend Chapter 19, Title 52, Revised Statutes of 1911, relating to the presentment of claims against estates by adding thereto Article 3432a (2065) and Article 3432b (2065), and amending Article 3433 (2066), Article 3434 (2067) and Article 3435 (2068)."

House bill No. 900, A bill to be entitled "An Act to create the Buda Independent School District, known as Common School District No. 10, in Hays county, Texas; to provide for the election of trustees, for the raising of revenue; declaring valid an issue of bonds heretofore made, declaring valid a maintenance tax heretofore levied; providing for the officers of the school board, the governing of said district, and declaring an emergency, passed by the Thirty-second Legislature of the State of Texas, and approved on August 31, 1911," with engrossed rider.

House bill No. 902, A bill to be entitled "An Act to amend Section 4, Chapter 110, of the Acts of the Regular Session of the Thirty-second Legislature so as to exempt Cass county from the provisions of this act."

House bill No. 899, A bill to be entitled "An Act creating the Kyle Independent School District in Hays county, defining its metes and bounds; vesting it with the rights, powers, privileges and duties of districts incorporated for free school purposes only under the general laws; providing for the assumption of outstanding schoolhouse bonds issued by Common School District No. 4 of Hays county; providing for a board of trustees therefor, and declaring an emergency."

House bill No. 716, A bill to be entitled "An Act to amend Article 1003, Title 22, Chapter 10, of the Revised Statutes of the State of Texas of 1911, by adding to said article the right of condemnation, so as to give to the city council of any incorporated city or town within this State a power to take private property and condemn the same for the purposes of enlarging or establishing public parks in such incorporated city or town, or adjacent to said city or town, in accordance with the laws enforced, relating to the condemnation of the right of way for railroad



companies and the assessments of damages therefor; said right of condemnation to be given to said council of an incorporated city or town to condemn private property for the purpose of enlarging or establishing public parks in such incorporated city or town, or adjacent thereto."

House bill No. 557, A bill to be entitled "An Act to amend Articles 7685, 7686, 7687, 7688, 7691 and 7692, of Chapter 15, Title 126, Revised Civil Statutes of the State of Texas, and adding thereto Article 7692; making it the duty of the tax collector of each county in this State to prepare delinquent tax records and lists of delinquent lands, regulating the manner of entering credits therein, of preparing and making up same and their disposition; making it the duty of county and district attorneys to notify all delinquents within a certain time and in a certain manner and to cause to be published and advertised all lands assessed unknown owners where the record owners of such lands are non-residents of the county in which such lands are located, when authority to do so is granted by the commissioners court; providing for the classification of lands and lots delinquent for preceding years; making it the duty of the county and district attorneys to file and institute suits for delinquent taxes, regulating the manner and fixing the time for the performance of such duties and providing compensation therefor; and providing certain duties in connection with delinquent tax collections for members of the commissioners court, county clerks, county and district attorneys, tax collectors, the Comptroller of Public Accounts and other officials and fixing the compensation therefor; making it a misdemeanor for any official to fail or refuse to perform the duties prescribed in this act or by any repealed portion of Chapter 15, Title 126, Revised Civil Statutes, providing penalties and providing certain forfeitures against tax collectors who fail to perform such duties; repealing all laws in conflict herewith; providing that the unconstitutionality of any particular provision herein shall not effect other provisions of this act, and declaring an emergency."

House bill No. 681, A bill to be entitled "An Act to amend Article 1121, Chapter 2, Title 25, Revised Civil Statutes of the State of Texas, relating to private corporations, by adding thereto Section 75."

House bill No. 553, A bill to be entitled "An Act to provide for the indeterminate sentence of persons convicted of

certain felonies; for the termination of such sentences and the release of such persons on parole."

Senate bill No. 222, to prevent "hazing."

Respectfully.

W. R. LONG,  
Chief Clerk, House of Representatives.

#### HOUSE BILLS ON FIRST READING.

The Chair, Senator Hudspeth, referred, after their captions had been read, the following House bills:

House bill No. 678 referred to Committee on Roads, Bridges and Ferries.

House bill No. 900 referred to Committee on Educational Affairs.

House bill No. 899 referred to Committee on Educational Affairs.

House bill No. 902 referred to Judiciary Committee No. 2.

House bill No. 716 referred to Committee on Towns and City Corporations.

House bill No. 557 referred to Judiciary Committee No. 1.

House bill No. 681 referred to Committee on Towns and City Corporations.

House bill No. 553 referred to Judiciary Committee No. 2.

House bill No. 32 referred to Judiciary Committee No. 1.

#### SENATE CONCURRENT RESOLUTION NO. 17.

By Senator Gibson:

Resolved, That the Senate, the House concurring, devote the remainder of this session to the consideration of Senate and House bills now reported and on the calendar of each house.

The resolution was read and Senator Murray made the point of order that the resolution changed the joint rules and would have to lie over for one day, and the Chair sustained the point of order.

Senator Gibson moved that the Senate adjourn until 10 o'clock Monday morning, and the motion was lost by the following vote:

Yeas—7.

Conner.	Murray.
Cowell.	Watson.
Gibson.	Westbrook.
McNealus.	

Nays—17.

Bailey.	Carter.
Brelsford.	Collins.

Darwin.	Paulus.
Greer.	Taylor.
Hudspeth.	Townsend.
Johnson.	Vaughan.
Kauffman.	Warren.
Morrow.	Wiley.
Nugent.	

Absent.

Astin.	Terrell.
McGregor.	Weinert.
Lattimore.	Willacy.
Real.	

## HOUSE BILL NO. 389.

(By Unanimous Consent.)

Senator Johnson moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 389 be put on its second reading.

The motion was lost by the following vote, a four-fifths vote being necessary:

Yeas—14.

Brelsford.	Paulus.
Carter.	Real.
Collins.	Taylor.
Cowell.	Townsend.
Darwin.	Vaughan.
Johnson.	Warren.
Nugent.	Westbrook.

Nays—7.

Greer.	Murray.
Hudspeth.	Watson.
Kauffman.	Wiley.
McNealus.	

Absent.

Astin.	McGregor.
Bailey.	Morrow.
Conner.	Terrell.
Gibson.	Weinert.
Lattimore.	Willacy.

## SENATE BILL NO. 125.

(By Senator Nugent.)

The Chair laid before the Senate, on third reading,

Senate bill No. 125, A bill to be entitled "An Act to amend Sections 4, 5, 6, 11 and 12, of Chapter 26, Acts of the Regular Session of the Thirty-second Legislature, being an act entitled 'An Act to provide for the establishment, organization and control of public high schools in the common school districts of Texas,

making an appropriation for the teaching of agriculture, domestic economy and manual training in said high schools and in certain high schools already established, and declaring an emergency,' so as to define more definitely the manner and method of electing the county school trustees, giving the length of term for which they shall serve; to define the duties of the county school trustees and the county superintendent in promoting the efficiency of the primary and the intermediate schools, in establishing high schools, in protecting the rights of all children of scholastic age, in providing transportation for children under certain conditions, in prescribing a course of study for public schools; to give the county school trustees authority to subdivide the county into school districts and to change district lines, to effect consolidation of school districts under certain conditions, defining the duties of the county superintendent and the county clerk with respect thereto, and authorizing the making of transfers; to fix the time of meeting and the pay of county school trustees; to provide for keeping a record of the terms of office of the county school trustees, and defining their qualifications; and to define the duties of the State Superintendent of Public Instruction with respect to said act."

The bill was read third time and passed by the following vote:

Yeas—20.

Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Cowell.	Taylor.
Hudspeth.	Townsend.
Johnson.	Vaughan.
Kauffman.	Warren.
Lattimore.	Watson.
McNealus.	Westbrook.
Murray.	Wiley.

Nays—2.

Darwin.	Greer.
---------	--------

Absent.

Astin.	Morrow.
Bailey.	Terrell.
Conner.	Weinert.
Gibson.	Willacy.
McGregor.	

Senator Nugent moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 581.

(By Senator Paulus.)

The Chair laid before the Senate, on second reading,

House bill No. 581, A bill to be entitled "An Act to validate all sales made of, and patents issued by the State of Texas, to public school lands sold under the act of the Legislature of the State of Texas, approved July 18, 1879, prior to the first day of October, 1883, with limitation, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Paulus, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Darwin.	Taylor.
Greer.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Warren.
Kauffman.	Watson.
Lattimore.	Westbrook.
McNealus.	Wiley.
Murray.	

Present—Not Voting.

Cowell.

Absent.

Astin.	Morrow.
Bailey.	Terrell.
Conner.	Weinert.
Gibson.	Willacy.
McGregor.	

The bill was read third time and passed by the following vote:

Yeas—22.

Brelsford.	Lattimore.
Carter.	McNealus.
Collins.	Murray.
Cowell.	Nugent.
Darwin.	Paulus.
Greer.	Real.
Hudspeth.	Taylor.
Johnson.	Townsend.
Kauffman.	Vaughan.

Warren.  
Watson.

Westbrook.  
Wiley.

Absent.

Astin.  
Bailey.  
Conner.  
Gibson.  
McGregor.

Morrow.  
Terrell.  
Weinert.  
Willacy.

Senator Paulus moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

## HOUSE BILL NO. 229.

(By Senator Real.)

The Chair laid before the Senate, on second reading,

House bill No. 229, A bill to be entitled "An Act to amend Article 3903, Chapter 4, Title 58, of the Revised Civil Statutes of 1911 of the State of Texas, relating to the appointment by certain officers named in Articles 3881 to 3886 of the Revised Civil Statutes of deputies or assistants in the performance of the duties of such officers where such assistants or deputies are necessary for the efficiency of the public service; providing for an application to be made by such officers to the county judge of the county for authority to appoint same; prescribing the issuance by the county judge of an order authorizing the appointment of such deputies or assistants; providing that the officer desiring such deputies or assistants shall make affidavit that such assistants or deputies are necessary for the efficiency of the public service; providing for the salary of the chief deputy and of the other deputies or assistants; providing that the order of the county judge granting such authority shall state the number of deputies or assistants and the amount to be paid to each by such officers desiring their appointment; providing for the maximum amount allowed for deputies in counties having a population of 37,500 or more, and to declare an emergency."

## ADJOURNMENT.

On motion of Senator Lattimore, the Senate, at 12 o'clock, midnight, adjourned until 9 o'clock Monday morning.

## APPENDIX.

## BILLS AND RESOLUTIONS SIGNED.

The Chair, Lieutenant Governor Mayes, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolutions:

Senate bill No. 320, "An Act to reorganize the Fifth and Seventh Judicial Districts, and to create the Seventy-third Judicial District, and fix the time of holding courts in said districts; and fix the jurisdiction of the court for the said Seventy-third Judicial District of the State of Texas; and provide for the appointment of a judge and district attorney for said Seventy-third Judicial District; and to repeal all laws in conflict herewith, and declaring an emergency."

Substitute Senate bill No. 21, "An Act to amend Article 615, Title 11, Chapter 8, of the Penal Code of the State of Texas, Revised Criminal Statutes, 1911."

House Concurrent Resolution No. 25, Relating to transportation of Confederate Veterans to the reunion at Gettysburg.

Senate bill No. 204, "An Act defining and creating the occupation of contracting stevedore; requiring all such to execute bond payable to the county judge, conditioned to protect and pay wages to laborers employed by such contracting stevedores in loading and unloading ships, vessels or other water crafts, and requiring all such to obtain a license before engaging in such occupation in each county in which they pursue it; making it unlawful to pursue said occupation without first giving the bond and obtaining the license, and punishing such a misdemeanor by fine, and declaring an emergency."

Senate bill No. 462, "An Act to amend Sections 4 and 5 of Article 4, of Chapter 33, Laws of the Thirtieth Legislature, entitled 'An Act granting to Denison, Grayson county, Texas, a new charter of incorporation, repealing all laws and parts of laws in conflict herewith,' so as to provide for the issuance of bonds not to run for a period longer than forty years and not to exceed ten per cent of the assessed value of all taxable property, real, personal and mixed in the city of Denison, Texas, and declaring an emergency."

Senate Concurrent Resolution No. 10, Resolution making retroactive the indeterminate sentence law and creating

a committee to visit the penitentiary, to investigate as to what convicts may take advantage of such law; and appropriating \$3000 to carry resolution into effect.

House bill No. 662, "An Act to create a road commission for Knox county, Texas, and declaring an emergency."

Senate bill No. 8, "An Act creating a State Highway Department, and establishing a State Highway Commission and the office of State Highway Engineer; prescribing the duties of each, and fixing the compensation of said State Highway Engineer, creating a fund by the license of motor vehicles, fixing a penalty for the failure to pay such license, making an appropriation to carry out the provisions of this act, and declaring an emergency."

Senate bill No. 484, "An Act to create a special district court for McLennan county, to prescribe its jurisdiction, to limit its existence, to fix its terms, to conform all writs and process from said court and the other district courts in said county to such changes as are made in the jurisdiction of any of said courts by this bill, to empower the judge of said special district court and the judges of the Nineteenth and Fifty-fourth Judicial Districts, in McLennan county, to transfer cases from their respective court to the other said courts, to provide for the appointment of a judge for said special district court, to fix his salary and term of office, and declaring an emergency."

Senate bill No. 342, "An Act to amend Title 22, Chapter 24, Revised Civil Statutes of 1911, by amending Article 854 and by adding Articles 854a, 854b and 854c, authorizing the sale and conveyance by cities and towns of public squares or parks, and providing for the investment of the proceeds of such sale, and the closing for exclusive use temporarily or perpetually by any railroad company or other corporation having power of eminent domain to any part or parts of any street or streets, alley or alleys, and to ratify or confirm any prior ordinance closing any street or streets, alley or alleys, or any part or parts thereof, for the use of any railroad company or such other corporation submitting the sale of a public square or park or the closing of street or alley to the voters of the city or town, and providing that this act shall be in effect in all cities and towns; whether incorporated under general or special law, and declaring an emergency."

House bill No. 580, "An Act to pro-

vide for the establishment of an agricultural experiment station, and declaring an emergency."

House bill No. 566, "An Act to amend Section 11 of an act entitled 'An Act to create a more efficient road system for Hunt county, in the State of Texas, and making county commissioners ex-officio road commissioners,' passed by the Twenty-eighth Legislature; increasing salary of commissioners, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

House bill No. 583, "An Act making appropriations for deficiencies in appropriations heretofore made for the support of the State government for the fiscal years ending August 31, 1910; August 31, 1911; August 31, 1912, and August 31, 1913, being for claims registered in the office of the Comptroller in accordance with law and for outstanding claims not registered and to make additional emergency appropriations for the support of the State government for the years ending August 31, 1912, and August 31, 1913, and declaring an emergency."

House bill No. 683, "An Act prescribing and fixing the number of hours that shall constitute a legal day's work on all work being performed by or on behalf of the State of Texas, or by or on behalf of any county, municipality or other legal or political subdivision of said State; providing for cases of emergency; prescribing penalties for its violation, and expressly repealing an act passed at the Regular Session of the Thirty-second Legislature, known as House bill No. 98, and being the same act that was attempted to be vetoed by the Governor, but which veto was held ineffective by the Supreme Court because the veto message was filed with the Secretary of State after the expiration of twenty days as held by the Supreme Court in the case of R. B. Minor et al. vs. C. C. McDonald, Secretary of State, and declaring an emergency."

House bill No. 13, "An Act authorizing cities having more than five thousand inhabitants, by a majority vote of the qualified voters of said city, at an election held for that purpose, to adopt or amend their charters, and prescribing the limitations and the methods by which said elections may be held, and declaring an emergency."

House bill No. 52, "An Act to amend Article 1422 of the Penal Code. Revision of 1911, relating to the offense of swindling."

House bill No. 65, "An Act to provide for the establishment, maintenance and

government of a State Normal School to be located in the city of Waco, in McLennan county, or within one-half mile of the corporation limits of said city, and to be known and designated as the Central Texas Normal School."

House bill No. 143, "An Act to amend Section 1, Chapter 94 of the Acts of the Regular Session of the Twenty-first Legislature, approved April 16, 1889, entitled 'An Act to validate certain surveys which for any reason might be deemed invalid, and to authorize the Commissioner of the General Land Office to issue patents therefor'; said proposed amendment being to provide for the issuance of patents in cases otherwise valid in all respects, where certified copies of certificates have been taken out and valid relocations made thereunder, as well as where such certificates have not been taken out, as is provided under the present law, and declaring an emergency."

House bill No. 382, "An Act to create in the Department of Agriculture a division known as the marketing bureau, providing for the appointment of an officer in charge of same, to be designated by the chief of the marketing bureau of the Texas Department of Agriculture, and specifying his compensation, defining his duties, and declaring an emergency."

House bill No. 502, "An Act to amend Article 7160, Chapter 2, Title 124, of the Revised Civil Statutes of Texas, which article provides that an unrecorded brand on animals shall not be evidence of ownership thereof, and to limit this rule of evidence to civil cases."

House bill No. 546, "An Act to reorganize the Thirty-fifth and Forty-second Judicial Districts of the State of Texas; to name the counties composing said judicial districts, respectively; to fix the time of holding court in the counties of said districts, to provide for the extension and return of process issued out of said courts, and legalizing the same; and providing that grand and petit jurors drawn in any of the courts of said districts shall be considered lawfully drawn and selected for the next term of court under this act, and that bonds and recognizances taken shall bind the parties therein obligated to appear at the next term of court held under this act, and to repeal Section 3, Chapter 17, Acts of the Regular Session of the Twenty-eighth Legislature and so much of Chapter 3, Acts of Second Called Session of the Thirty-first Legislature as conflicts herewith, and to repeal all laws and parts of laws in conflict with this act."

House bill No. 704, "An Act to appropriate the sum of \$7,500 for the construction of one 50,000 gallon steel tank to complete sewerage connection to Manual Arts Building with city sewer system, and repair to roof trusses, and roof on the main building of the Southwest Texas State Normal School at San Marcos, and declare an emergency."

House bill No. 725, "An Act to empower Aransas county to issue bonds for construction of causeways, and declaring an emergency."

House bill No. 728, "An Act to create a more efficient road system for Wichita county, Texas, and declaring an emergency."

House bill No. 841, "An Act creating the Pearsall Independent School District and declaring an emergency."

House bill No. 845, "An Act creating the George Independent School District, and declaring an emergency."

House bill No. 855, "An Act to create a more efficient road system for Wilbarger county, and declaring an emergency."

House bill No. 868, "An Act to create a more efficient road law for Wharton county, and declaring an emergency."

House bill No. 870, "An Act creating the Tolar Independent School District, and declaring an emergency."

Senate bill No. 232, "An Act authorizing the formation of corporations for the purpose of constructing, building, acquiring, owning, operating and maintaining toll roads in the State of Texas; prescribing the prerequisites to and manner of incorporation; prohibiting the constructing, building, operating, acquiring, owning or maintaining of toll roads by any corporation except one chartered under the laws of Texas; prescribing the form and contents of the articles of incorporation; requiring the submission of such articles to the Attorney General of Texas and the requisites of filing and recording of the articles; prescribing the renewal and method of amendment; defining rights of such corporations as to construction of roads, passing over State lands, railroads, street railroads, inter-urban lines, streams, water courses, streets, highways, plank roads, turnpikes and canals; requiring crossings over its right of way, and construction of necessary sluices and culverts; prohibiting the obstruction of navigable streams of water; conferring upon such corporations the right of eminent domain; authorizing the promulgation of reasonable traffic rules and regulations, and fixing of reasonable rates, and prohibiting dis-

crimination; declaring a misdemeanor the trespassing upon, obstructing or placing certain substances on toll roads, and fixing a penalty, repealing all laws or parts of laws in conflict with this act, and declaring an emergency."

Senate bill No. 459, "An Act to amend an act to create a more efficient road system for Gonzales county, Texas, and making the county commissioners ex-officio road commissioners, fixing their salaries and prescribing their duties, and declaring an emergency, passed by the Regular Session of the Thirty-third Legislature and approved by the Governor March 5, A. D. 1913."

Senate bill No. 330, "An Act to amend Sections 1, 2, 3 and 6 of Chapter 77, of the General Laws of the Thirty-second Legislature, approved March 17, 1911, and entitled, 'An Act to provide for the location, establishment and maintenance of two colonies for the treatment of persons suffering from tuberculosis, and to provide for the care and treatment of indigent consumptives, and making an appropriation therefor; defining a citizen as used in this act, and declaring an emergency.'"

Senate bill No. 154, "An Act to amend Article 696, Chapter 1, of Title 12, of the Revised Criminal Statutes of the State of Texas, as adopted by the Thirty-second Legislature."

Senate bill No. 432, "An Act to amend Chapter 68, of the Thirty-second Legislature, and to provide that sand taken for the raising of the grade on Galveston Island shall be exempted from the provisions of Chapter 68, and providing an emergency."

Senate bill No. 59, "An Act to amend Article 7313, Chapter 8, Title 124, Revised Statutes of Texas; and Article 1283, Title 17, Chapter 4, Penal Code of Texas, and to further empower the Live Stock Sanitary Commission of the State of Texas to protect live stock against contagious, infectious or communicable diseases and to provide penalties for violations of the laws and of the rules and regulations of the Live Stock Sanitary Commission prohibiting the movement of live stock and the prevention of the spread of contagious diseases, and for violation of the quarantine rules and regulations of the Live Stock Sanitary Commission."

Senate bill No. 474, "An Act to authorize Nueces county to build, construct, own, lease and maintain a causeway or combination roadway and bridge from the mainland on the south shore of Nueces or Corpus Christi bays to the

northern shore of said bays, or either of them, to connect the roadways of Nueces county with the roadways of San Patricio county, and for the said Nueces county to issue bonds of said county for same, and to levy and collect a special tax of 15 cents authorized by Article 8, Section 9, of the Constitution, on the \$100 valuation proceedings, and for the right of way; authorizing said Nueces county to lease right of easement of user of a portion of said road and bridge on terms to be prescribed by the commissioners court of said county; authorizing, by vote, the levy of a tax and the issuance by said county of coupon bonds for the purpose of constructing, maintaining or operating macadamized, graveled or paved roads; adopting certain provisions of the general law, and declaring an emergency."

Senate bill No. 183, "An Act creating a State School of Mines and Metallurgy, for the purpose of teaching the scientific knowledge of mining and metallurgy in the State of Texas, to the end that the mineral wealth, oil, etc., may be developed upon the State school lands of this State, and declaring an emergency."

Senate bill No. 363, "An Act to amend Section 3, Chapter 45, Acts of the Regular Session of the Thirty-second Legislature, so as to provide that no railroad company, terminal railroad company, suburban railroad company, or interurban railroad company shall ever be permitted to build its main line nearer the shore line or water line of Aransas Harbor than four thousand feet, except at the point where it may enter upon Harbor Island, and where it may enter upon the harbor, or at the point where it turns in to connect with terminal tracks, docks, wharves, shipyards, coal chutes and appurtenances connecting with the harbor."

Senate bill No. 220, "An Act to authorize the qualified voters of any county or political subdivision thereof in this State to determine by an election to be held for that purpose, whether or not pool rooms or pool halls shall be prohibited in such county or subdivisions thereof; to provide the manner of holding elections for such purpose and declaring the result thereof; defining the term pool room or pool hall, and providing a penalty for the violation of the provisions of this act; and providing that after such county or subdivisions thereof has prohibited by vote the running of pool rooms or pool halls the county attorney of such county, or district attorney of the district in which

such county is located may by injunction prohibit the running of such pool rooms or pool halls, and declaring an emergency."

Senate bill No. 443, "An Act to amend Section 16 of Chapter 21 of the local and Special Laws of the Thirty-first Legislature, Regular Session, approved March 8, 1909, entitled 'An Act to repeal Chapter 31 of the Local and Special Laws of the Thirtieth Legislature of Texas, creating a special road system for Williamson county, Texas, and declaring an emergency.'"

Senate bill No. 436, "An Act to authorize the El Paso & Southwestern Railroad Company of Texas to lease, purchase, acquire and operate the line of railroad, and to acquire and cancel the capital stock of the El Paso & Northwestern Railroad Company, and declaring an emergency."

Senate bill No. 477, "An Act to validate the incorporation of the town of Giddings, incorporated for free school purposes only, in Lee county, heretofore, on, to wit: the 23d of March, 1893, declared to have been incorporated for free school purposes only; more clearly defining its boundaries; to validate the proceedings had by the board of trustees and other officers of said district under said incorporation of 1893 under the General Laws governing the incorporation of independent school districts, and especially all proceedings of date September 6, 1912, and all dates subsequent thereto, in the matter of ordering an election upon the issuance of twenty thousand dollars' worth of bonds of said district for school building purposes, issuing notice thereof, declaring the result of the election, and authorizing the issuance of said bonds, and the levying of the tax therefor; investing the board of trustees with all powers conferred upon such districts by the General Law, and declaring an emergency."

Senate bill No. 297, "An Act making it a criminal offense, punishable by fine, for any person in this State, pursuing the business or occupation of a peddler, hawker or itinerant vendor of goods, wares and merchandise, to wilfully refuse to leave the premises owned or leased by another, after being notified by the person, or agent of the person, owning or in possession of such premises, to leave such premises."

Senate bill No. 424, "An Act to reorganize the Fourteenth Judicial District of the State of Texas, and to amend Section 14, Article 30, Title 5, of the Revised Civil Statutes of the State of

Texas, adopted in the year 1911; and to reorganize the Fortieth Judicial District of the State of Texas, and to amend Section 40, Article 30, Title 5, of the Revised Civil Statutes of the State of Texas adopted in the year 1911; and to provide that Rockwall county shall be taken from the Fortieth Judicial District of the State of Texas and transferred to the Fourteenth Judicial District of the State of Texas; and to prescribe that said Fourteenth Judicial District and the judge thereof shall have both criminal and civil jurisdiction in the county of Rockwall, and to prescribe and fix the time of holding terms of court in the county of Rockwall and in the county of Dallas, and in the county of Kaufman, and in the county of Ellis; and to make all process issued or served before this act takes effect, including recognizances and bonds, returnable to the terms of court in the several counties and districts as herein fixed; to validate such process, recognizances and bonds; and to validate the summoning of grand and petit jurors; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Senate bill No. 146, "An Act to amend an act of the Thirty-second Legislature, entitled 'An Act to amend Article 21, Title 4, of the Revised Civil Statutes, and to amend an act passed by the Thirtieth Legislature creating the Sixth Supreme Judicial District of Texas, and to create the Seventh and Eighth Supreme Judicial Districts of Texas,' and to create the Ninth Supreme Judicial District of Texas, and to provide for the organization of a Court of Civil Appeals within the Ninth Supreme Judicial District of Texas, and to repeal all laws and parts of laws in conflict therewith, and declaring an emergency."

Senate bill No. 386, "An Act to create a more efficient road system for Howard county, and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for the compensation as such road commissioners; and providing the manner of working of road hands in the matter of the performance of the road work by the payment of the sum of \$3.00; and providing further, making this law cumulative of the General Laws, and in case of conflict this act to govern as to Howard county, Texas, and fixing a penalty for the violation of this act, and repealing all laws in conflict with this act, and declaring an emergency."

Senate bill No. 210, "An Act for the

prevention of cruelty to animals; for the prevention of impounding same without food or water; providing for the sanitary and humane treatment of fowls and other birds; prescribing penalties; providing that agents and officers of the State Humane Society may make arrests and may take charge of neglected, abandoned or cruelly treated animals, and destroy same under certain circumstances, and declaring an emergency."

Senate bill No. 338, "An Act to reorganize the Thirty-eighth, the Fifty-first and Sixty-third and Seventy-fifth Judicial Districts of the State of Texas; and to create the Seventy-first Judicial District of the State of Texas; and to prescribe the time and fix the terms of holding the courts in each of said judicial districts; and to conform all writs and process from such courts to such changes, and to provide for the appointment and election of a district judge and district attorney in said Seventy-fifth Judicial District; and to make all process issued or served before this act takes effect, including recognizances and bonds, returnable to the terms of the courts in the several districts as herein fixed to violate such process, and to validate the summoning of grand and petit jurors and juries, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Senate bill No. 448, "An Act to amend Title 13, Chapter 6, of the Penal Code Revision of 1911, to amend Articles 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, and declaring an emergency."

Signed by President Pro Tem. Lattimore:

House bill No. 883, "An Act to create a more efficient road system for Liberty county, Texas, and declaring an emergency."

#### COMMITTEE REPORTS.

Committee Room.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: A majority of your Committee on Constitutional Amendments to whom was referred House Joint Resolution No. 28, A joint resolution proposing amendments to the State Constitution so as to provide for a more efficient system of education, and making an appropriation to pay for advertising the Governor's proclamation submitting the same to a vote of the people, and to meet



other necessary expenses required by this joint resolution.

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass with the following amendment and be not printed.

Note.—The above report was not signed by the chairman, neither did the "amendments" to either of the reports accompany the reports.—Journal Clerk.

Committee Room,

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: A minority of your Committee on Constitutional Amendments, to whom was referred

House Joint Resolution No. 28, A joint resolution proposing amendments to the State Constitution so as to provide for a more efficient system of education, and making an appropriation to pay for advertising the Governor's proclamation submitting the same to a vote of the people, and to meet other necessary expenses required by this joint resolution.

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass with the following amendment and be not printed.

GIBSON,  
WATSON.

(Floor Reports.)

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

House bill No. 664, A bill to be entitled "An Act authorizing ice companies to buy, sell and refrigerate poultry and poultry products, and buy, sell, can and refrigerate fruits, produce, fresh meats and dairy products,"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Conner, Chairman; Paulus, Vaughan, Townsend, Nugent, Carter, Taylor, Brelsford.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: We, your Committee on Insurance, Statistics and History, to whom was referred

House bill No. 409, A bill to be entitled "An Act to amend Article 4921 of Chapter 11, of Title 71, of the Revised Civil Statutes of the State of Texas, 1911, relating to printers' mutual fire and storm insurance associations,"

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass and be not printed.

Watson, Chairman; Cowell, Weinert, Real, Murray, Paulus.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 788, A bill to be entitled "An Act to amend Article 2815, Chapter 15, Title 48, of the Revised Civil Statutes of 1911, relating to the common school districts and providing that no district shall be so arranged or surveyed or organized that the geographical center of the same shall be more than four miles from its farthest line in counties of less than ten thousand population,"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Paulus, Chairman; Astin, Weinert, Wiley, Johnson, Darwin, Gibson, Cowell.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Stock and Stock Raising, to whom was referred

House bill No. 389, A bill to be entitled "An Act to amend Articles 7185, 7187, 7195, 7198 and 7199, of Chapter 4, Title 124, of the Revised Civil Statutes of 1911, relating to the time when certain animals named in Article 7185 shall be advertised, and relating to the time and manner of proving ownership as fixed by Article 7187, and relating to the time when said animals shall be deemed vested in the county as fixed by Article 7195 and the time and manner of advertising certain animals mentioned in Article 7198 and the time in which said animals shall be known to be estrays as fixed by Article 7199, so as to hereafter read as follows, and repealing all laws and parts of laws in conflict herewith,"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Astin,; Chairman; Taylor, Warren, Real, Murray.

Opposed to the bill, Conner.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Judicial Districts to whom was referred

House bill No. 88, A bill to be entitled "An Act to create the Seventy-first Judicial District to be composed of the county of El Paso, to fix the time of holding court in the Thirty-fourth and Forty-first Judicial Districts; to provide for the appointment of a district attorney for the Thirty-fourth and Forty-first and Seventy-first Judicial Districts, etc., and declaring an emergency,"

Have had the same under consideration, and we, your committee, beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Hudspeth, Chairman; Nugent, Brelsford, Greer, Taylor, Paulus, Bailey, Carter.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Labor to whom was referred

House bill No. 497, A bill to be entitled "An Act to amend Article 5646 of Title 36, Chapter 5, Revised Civil Statutes of 1911 and to make the salaries and wages of discharged employes immediately payable and authorizing suit thereon to enforce payment and authorizing the recovery of attorneys fees in certain cases and under certain conditions,"

Have had the same under consideration and beg to report same back to the Senate with the recommendation that it do pass and be not printed.

Taylor, Chairman; McNealus, Morrow, Vaughan, Cowell, Real, Collins, Lattimore, Bailey, Warren.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

House bill No. 76, A bill to be entitled "An Act to amend Articles 3982, 3983, 3984, 3986, 3987, 3988, 3990, 3992, 3995, 3998, 3999, 4004, 4005, 4006, 4008, 4009, 4013, 4014, 4016, 4019, 4020 and 4021, of Chapter 2, Title 63, Revised Statutes of Texas; and to amend said chapter and title by adding thereto Article 4022:

said amended and added articles providing for a better protection of the fish and oyster industry of this State, prescribing riparian rights, the prerequisites to the issuance of license to catch fish, oysters, etc., providing for examination of location, surveys, etc.; permit to gather seed oysters to whom and by whom gathered, the distribution of fines collected and disposition of funds, the size of the meshes of seines, nets, etc., and providing prerequisites for permission to seine, etc., and conditions upon which permission may be granted to use dredge on reefs, providing for the appointment of deputy fish and oyster commissioners, and defining and prescribing certain duties of the Game, Fish and Oyster Commissioner, and his deputies, and declaring an emergency,"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Conner, Chairman; Westbrook, Carter, Paulus, Nugent, Townsend, Vaughan, Bailey, Brelsford.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: We, your Committee on Insurance, Statistics and History, to whom was referred

House bill No. 894, A bill to be entitled "An Act providing for the organization of rural banking associations, for the purpose of extending productive loans at reasonable rates to its members for the promotion of agriculture, with the privilege of preparing and adopting by-laws for the government and regulation of their business, and the prescribing the requirements of such by-laws; prescribing the kinds of capital and the minimum amount of capital of such rural banking association, and defining the requirements of its membership; prescribing the duties of the Commissioner of Banking with regard thereto; providing for a board of directors and other officers of such rural banking association, and defining their powers and duties; prescribing conditions for the subscription and payment of capital stock of such rural banking association, and defining the liability of the stockholders; making an appropriation; and declaring an emergency,"

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass and be not printed.

Watson, Chairman; Cowell, Real, Paulus, Weinert, Murray.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

House bill No. 99, A bill to be entitled, "An Act to amend Title 17, Articles 1195, 1196, 1189, 1199, 1200, 1201, 1202, 1203, 1204, 1206 and 1207, and repealing Article 1205, of the Code of Criminal Procedure of the State of Texas, adopted at the Regular Session of the Thirty-second Legislature, 1911, relating to the State Institution for the Training of Juveniles, and the control and treatment of delinquent children,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Conner, Chairman; Vaughan, Townsend, Brelsford, Paulus, Carter, Nugent.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

House bill No. 550, A bill to be entitled, "An Act to amend Article 3598, Chapter 29, Title 52, of the Revised Civil Statutes of Texas, 1911,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Morrow, Greer, Brelsford, Lattimore, Carter, Watson.

We do not favor this bill, and recommend that it do not pass.

WILEY,  
PAULUS.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

House bill No. 552, A bill to be entitled, "An Act to provide for continuance of term of court when the judge thereof dies during session of court and to extend time of hearing motions then pending, and to provide for bills of exception and statement of facts,"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Morrow, Chairman; Carter, Lattimore, Greer, Brelsford, Paulus, Wiley.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

House bill No. 157, A bill to be entitled, "An Act to amend Article 4694 of the Revised Civil Statutes of 1911, giving causes of action where injuries resulting in death is caused by the negligence of a corporation, its agents or servants, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Morrow, Chairman; Greer, Brelsford, Wiley, Lattimore, Hudspeth, Paulus, Carter, Watson.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: We, your Judiciary Committee No. 2, to whom was referred

House bill No. 573, A bill to be entitled, "An Act to amend Section 1 of Article 1138 of the Code of Criminal Procedure of the Revised Criminal Statutes of Texas, 1911,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Conner, Chairman; Bailey, Nugent, Brelsford, Townsend, Vaughan, Carter.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

House bill No. 32, A bill to be entitled, "An Act relating to the presentment of claims against estates and providing that actual notice to creditors shall be given by executors and administrators in certain cases and declaring the effect of a failure to give such actual notice,"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Morrow, Chairman; Paulus, Brelsford, Greer, Watson, Wiley.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 899, A bill to be entitled "An Act creating the Kyle Independent School District in Hays county, and declaring an emergency,"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Paulus, Chairman; Astin, Wiley, Darwin, Johnson, Cowell.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 900, A bill to be entitled "An Act to amend an act entitled 'An Act to create the Buda Independent School District, known as Common School District No. 10, in Hays county, Texas,' and declaring an emergency,"

Have had the same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Paulus, Chairman; Cowell, Darwin, Wiley, Astin.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Finance, to whom was referred

House bill No. 901, A bill to be entitled "An Act to appropriate ten thousand dollars (\$10,000) out of the moneys in the Treasury of the State to defray the contingent expenses of the Thirty-third Legislature, and declaring an emergency,"

Have had the same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass, with the following amendment:

Strike out the words "ten thousand dollars" and insert in lieu thereof "fifteen thousand dollars."

We further recommend that said bill be not printed.

Willacy, Chairman; Lattimore, Wiley, Nugent, Johnson, Murray, Cowell, Taylor, Weinert, Collins, Warren, McGregor, Astin.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

House bill No. 608, A bill to be entitled "An Act to prevent fire insurance companies from avoiding liability for loss and damage to personal property under technical and immaterial provisions of the policy or contract of insurance where the act breaching such provisions has not contributed to bring about the loss, and declaring an emergency,"

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Conner, Chairman; Brelsford, Paulus, Vaughan, Carter, Townsend, Nugent, Bailey.

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

House bill No. 635, A bill to be entitled "An Act to amend Article 5621 of Chapter 2, Title 86, Revised Civil Statutes of the State of Texas, relating to liens; providing a lien for any person, firm, lumber dealer or corporation, artisan, laborer, mechanic or subcontractor who may labor or furnish material, machinery, fixtures or tools for the construction or repair or improvement of any building or improvement whatever, or furnish any material for construction or repair of any railroad within this State or for the construction or repair or improvement of any levees or embankments erected for reclamation of overflow lands along any river or creek in this State,

Have had the same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Conner, Chairman; Brelsford, Bailey, Westbrook, Townsend, Nugent, Carter, Paulus, Vaughan.

Committee Room,

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 493, A bill to be entitled "An Act to amend Subdivision 60, of Article 1121, of Chapter 2, of Title 25,

of the Revised Civil Statutes of Texas, adopted at the Regular Session of the Thirty-second Legislature, as amended at the Regular Session of the Thirty-third Legislature, authorizing the formation of corporations for the construction and operation of interurban electric gas or gasoline, denatured alcohol or naphtha motor railways with power to own, construct and operate union depots and office buildings, and declaring an emergency,"

And find the same correctly engrossed.  
BRELSFORD, Chairman.

Committee Room,

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 434, A bill to be entitled "An Act to authorize railways to acquire either by purchase or lease, and to own, maintain and operate, or cause to be operated, demonstration and experimental farms, orchards and gardens, and declaring an emergency,"

And find the same correctly engrossed.  
BRELSFORD, Chairman.

Committee Room,

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 438, A bill to be entitled "An Act to amend paragraph 4862. Title 71. Chapter 8. of the Revised Civil Statutes of the State of Texas, pertaining to Insurance, and declaring an emergency,"

And find the same correctly engrossed.  
BRELSFORD, Chairman.

Committee Room,

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 292. A bill to be entitled "An Act to prevent the taking and using of bicycles, automobiles and other motor vehicles, and the theft of same or any part thereof, or the disfiguring, damaging or in any way impairing any bicycle or other motor vehicle, and to prevent any person from knowingly pur-

chasing any stolen bicycles or other motor vehicle, and declaring an emergency,"

And find the same correctly engrossed.  
BRELSFORD, Chairman.

Committee Room,

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 193, A bill to be entitled "An Act limiting and restricting the expenditures of money in political campaigns, by candidates for office; providing a penalty for violation of the provisions of this act, repealing all laws in conflict herewith, and declaring an emergency,"

And find the same correctly engrossed.  
BRELSFORD, Chairman.

Committee Room,

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Substitute Senate bill No. 155, A bill to be entitled "An Act to regulate and supervise the sale and purchase in this State, all stocks, bonds or other obligations, of private, foreign and domestic corporations, organized or proposed to be organized for profit; and to regulate and supervise the offering or contracting for sale and purchase of such stock, bonds or other obligations of such corporation; and fixing commission and promotion fees allowed to be charged, and providing for service of process, examination fees and exempting certain corporations from the effect of this act; providing penalty for the violation of the provision hereof, and declaring an emergency,"

And find the same correctly engrossed.  
BRELSFORD, Chairman.

Committee Room,

Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 462, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 330, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 146, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Concurrent Resolution No. 10, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 443, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 436, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 477, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 424, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 154, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared, Senate bill No. 432, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 59, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 183, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 320, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 363, and find it correctly enrolled, and have this day, at 11:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 484, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 8, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Substitute Senate bill No. 21, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 459, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate:

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 474, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 297, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 220, and find it correctly enrolled, and have this day, at 11:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 232, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 204, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 448, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 338, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 210, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 386, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,  
Austin, Texas, March 29, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 342, and find it correctly enrolled, and have this day, at 8:45 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

#### FIFTY-SEVENTH DAY.

Senate Chamber,

Austin, Texas,

Monday, March 31, 1913.

The Senate met pursuant to adjournment and was called to order by President Pro Tem. Lattimore.

Roll call, a quorum was present, the following Senators answering to their names:

Astin.	Murray.
Bailey.	Nugent.
Carter.	Paulus.
Collins.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.
Morrow.	Willacy.

Absent.

Brelsford.  
Conner.

McNealus.

In the absence of the Chaplain, Senator Warren invoked divine blessings.

Pending the reading of the Journal of Saturday, the same was dispensed with on motion of Senator Vaughan.

(See Appendix for petitions and me-